

A P P E A R A N C E S

The Sole Member:

His Honour Judge Peter Smithwick

For the Tribunal:

Mrs. Mary Lavery, SC
Mr. Justin Dillon, SC
Mr. Dara Hayes, BL
Mr. Fintan Valentine, BL

Instructed by:

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For the Commissioner of
An Garda Siochana:

Mr. Diarmuid McGuinness, SC
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For the Attorney General:

Ms. Nuala Butler, SC
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Mr. John McBurney

For Buchanan Family/
Heather Currie:

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Mark Robinson, BL

NOTICE:

A WORD INDEX IS PROVIDED AT THE BACK OF THIS TRANSCRIPT.
THIS IS A USEFUL INDEXING SYSTEM, WHICH ALLOWS YOU TO QUICKLY SEE
THE WORDS USED IN THE TRANSCRIPT, WHERE THEY OCCUR AND HOW OFTEN.

EXAMPLE: - DOYLE [2] 30:28 45:17

THE WORD "DOYLE" OCCURS TWICE
PAGE 30, LINE 28
PAGE 45, LINE 17

I N D E X

<u>Witness</u>	<u>Page No.</u>	<u>Line No.</u>
OWEN CORRIGAN		
EXAMINED BY MR. DILLON	1	4

1 THE TRIBUNAL RESUMED ON THE 20TH OF JUNE, 2012, AT 11 A.M.

2 AS FOLLOWS:

3

4 OWEN CORRIGAN CONTINUED TO BE EXAMINED BY MR. DILLON

5 AS FOLLOWS:

6

7 MR. DILLON: Morning, Chairman. We seem to be having a bit
8 of a problem with the microphones. Just bear with us just
9 a second. Mr. Corrigan, first things first, how do you
10 feel.

11 A. So-so. I won't be able to continue after today. I am due
12 to go into hospital on Tuesday for tests and procedures.
13 At this point in time, I can't continue further after
14 today.

15 1 Q. Would you prefer to do maybe a morning today and a morning
16 tomorrow?

17 A. No, I just want to finish today and I will continue as soon
18 as I feel any little bit better, you know. I am in
19 difficulties with my strength and my breathing, in
20 particular, you know.

21 2 Q. We certainly don't want to aggravate your circumstances.

22 A. Yes.

23 3 Q. But we will carry on as best as we can for today, is that
24 right?

25 A. Thanks very much.

26 4 Q. All right.

27

28 MR. DILLON: I am sorry, Chairman, could we maybe ask you
29 to rise for a second. There is a problem with the
30 microphone system. Neither myself nor Mr. Corrigan can be

1 heard at the back of the room. If you wouldn't mind rising
2 for five minutes so that we can sort that out.

3

4 CHAIRMAN: Very well. I will rise for five minutes.

5

6 **THE PROCEEDINGS ADJOURNED AND RESUMED AS FOLLOWS:**

7

8 MR. DILLON: Judge, I understand we still have some
9 difficulties with the amplification system, but we will
10 carry on as long as we can. I am told that the technician
11 is on his way back.

12

13 CHAIRMAN: Yes.

14

15 MR. DILLON: So that if there is a difficulty, then we
16 can -- I will ask you simply to rise until, maybe, two
17 o'clock.

18

19 CHAIRMAN: We will see how it goes.

20

21 MR. DILLON: We will see how it goes for the time being.

22

23 CHAIRMAN: We will persevere for the time being.

24

25 **OWEN CORRIGAN RETURNS TO THE WITNESS-BOX AND CONTINUES TO**

26 **BE EXAMINED BY MR. DILLON AS FOLLOWS:**

27

28 5 Q. Mr. DILLON: Are you ready now, Mr. Corrigan?

29 A. Yes.

30 6 Q. A few matters which arise from yesterday. Do you remember

1 you confirmed to the Chairman that, in addition to Joe
2 Ainsworth and Michael Fitzgerald, that Eugene Crowley and
3 Pat Byrne were part of your power base, isn't that correct?

4 A. Yes.

5 7 Q. Could you explain to the Chairman one thing; why is it
6 necessary for a garda to have a power base in Headquarters?
7 Why is it necessary? Because it seems that once your power
8 base disappeared, as you put it, then you weren't in a
9 position to perform?

10 A. Well, I don't know, now. I was dealing with -- it wasn't
11 my -- I would have no power to decide one or the other, and
12 that, Mr. Chairman; it's just the way that the thing
13 happened, that things were at such a state that action had
14 to be taken with such urgency, that you had to have
15 somebody to report to direct, and Headquarters were under
16 pressure at all times to know, with the least possible
17 delay, every emerging incident. That's because it was --
18 they were under pressure from different areas, departments
19 -- just for argument's sake, in relation to the emergence
20 of political parties, or anything else, the Department of
21 Justice had to be informed, the Minister for Justice. The
22 different various -- the RUC would be inquiring, the
23 British police. They were being inundated with queries,
24 and they considered it imperative to be so on top of the
25 situation, and they were very grateful to receive the
26 intelligence, which, after all, is the most effective
27 weapon in any police force in the world, and that is how it
28 was treasured so much in Northern Ireland through the most
29 difficult and turbulent years of our history, that the RUC
30 and British Army were paying out huge sums of money for

1 stuff and they were under so much pressure for paying out
2 for less quality information. First-class information is a
3 very, very scarce commodity. What these individuals, like
4 the members of the IRA, it was estimated, at the time that
5 I am speaking, that the RUC and the British Army,
6 Mr. Chairman, 25% of members of Sinn Fein, up to and
7 including the very highest echelons of the IRA, were
8 informers, and hence, they were -- they were under such
9 pressure from the British Government to produce results;
10 they were paying out information -- for information, that
11 my members that I was dealing with, who were highly
12 professional members, the very, very -- the cream of the
13 RUC, I would say, at the time, and they were aware, they
14 were appalled at the information or the money that was
15 being paid out for quite useless information. The way the
16 authorities in the North felt, they were under so much
17 pressure, they felt, well, if we get two, three, four
18 items, one of them might be right, like. And this is just
19 a classic example of -- just to update you on the way
20 things were: Mr. Fulton contacted an RUC handler and said
21 that a friend of his, Mr. Blair, 'Mooch' Blair, was making
22 up a bomb for explosion or detonation in the six counties.
23 Now, immediately when the Omagh bomb exploded, Mr. Fulton
24 went back to his handler in the North and claimed that
25 money for this information, whilst not naming any specific
26 county or town, he said that he had given them enough
27 information to entitle him to draw, that's the type of
28 thing; they were so grateful for any tittle-tattle of
29 information and the pressure was so great being exerted on
30 them by the British authorities to come to a resolution of

1 this terrible tragedy that had befallen Northern Ireland,
2 that they were willing to pay out endless sums of money for
3 any tittle-tattle of information, with the result that they
4 were congregating at night in the likes of Dundalk, and
5 travelling up to Northern Ireland the following day, and
6 any tittle-tattle they heard amongst themselves, they were
7 relating that and claiming information. So, as a result,
8 this pattern emerged, the members of the RUC who were in
9 possession of the funds that were being dispersed could see
10 a global picture emerging where --

11
12 MR. DILLON: I am sorry, Mr. Corrigan. I have to stop for
13 a moment. It's the amplification. Maybe we can carry on
14 now.

15 A. No. Can you hear me?

16
17 MR. DILLON: Bear with us for a second. I am sorry about
18 this.

19
20 CHAIRMAN: Is there anybody at the back of the room that
21 can't hear?

22
23 MR. DILLON: I think everybody at the back of the room
24 can't hear, frankly, Judge. Now, we are back up and
25 running again.

26 A. Thank you.

27
28 MR. DILLON: Sorry about that.

29 A. Thank you.

30 A pattern emerged when these people, and they discussed it

1 with me, that the numbers that were going up, as I said to
2 you already, it was estimated at this point that there was
3 25% of them, one in four were giving information, going up
4 weekly to draw this money, and they were telling on each
5 other; there was no sense of loyalty, or whatnot. This was
6 one of the reasons why the information in -- relating to
7 Loughgall was known, Loughgall, which eight members of the
8 IRA were wiped out.

9

10 (Loss of sound)

11

12 MR. DILLON: I am afraid, Chairman, this is coming close to
13 hopeless.

14

15 CHAIRMAN: Now, can anybody at the back of the room hear
16 me? Yes, you can. If you tell me you can't hear the
17 witness, then I think at this point we ought to stop until
18 two o'clock.

19

20 MR. DILLON: And get this properly fixed.

21

22 CHAIRMAN: And get this properly fixed. I am sorry to
23 inconvenience everybody. I am sorry to inconvenience you,
24 Mr. Corrigan.

25 A. Okay, Mr. Chairman.

26

27 CHAIRMAN: We will get going again at two o'clock. Thank
28 you very much.

29

30 **THE TRIBUNAL ADJOURNED FOR LUNCH.**

1 **THE TRIBUNAL CONTINUED AFTER LUNCH AS FOLLOWS:**

2

3 CHAIRMAN: We are very grateful to Ronan of Doyle Court
4 Reporters, who has managed to secure the amplification, at
5 least this afternoon, very grateful to him and he has gone
6 to immense trouble.

7

8 MR. DILLON: Thank you, Chairman.

9

10 **OWEN CORRIGAN CONTINUED TO BE EXAMINED BY MR. DILLON**

11 **AS FOLLOWS:**

12

13 8 Q. MR. DILLON: You were telling the Chairman about monies
14 that were paid out -- sorry, about monies that were paid
15 out to individuals in the North, isn't that right?

16 A. Yes.

17 9 Q. Do you remember that?

18 A. Yes.

19 10 Q. Is there anything further you wish to say on that?

20 A. No, just that it was at the time that the RUC were under
21 such intense pressure for information, and paying out huge
22 sums of money --

23 11 Q. Yes.

24 A. -- because the pressure was so great to gain any type of
25 intelligence, whatever, to try and bring the slaughter and
26 mayhem to -- under control. And these people were going up
27 there, including leaking my name to the RUC and the British
28 Army, because I was regarded as a thorn in their side in
29 Dundalk because the pressure on them was intense. We were
30 pursuing them at every available opportunity without regard

1 for our personal safety. So, as I saw it, that my name was
2 leaked into the general area of intelligence, and the RUC
3 saw fit to transfer it to their only avenues, as is their
4 want or is their entitlement. I mean, they get
5 intelligence and they transmit the same as we do ourselves,
6 so, that was the ongoing situation through the -- my period
7 there; that there was a serious pressure being exerted on
8 the RUC to gather intelligence from whatever source.

9 12 Q. Now, you mentioned now about paying for information. The
10 matter I must now put to you, it comes up, conveniently, in
11 this context: Did you know of a journalist called Chris
12 Ryder?

13 A. Yes.

14 13 Q. A journalist, he used to work for *The Sunday Times*, I
15 think?

16 A. That's right, yes.

17 14 Q. Do you know he gave evidence to the Chairman?

18 A. I do, yes.

19 15 Q. I have to put to you the evidence that he gave, and if you
20 might comment on it to the Chairman. (Document handed to
21 the witness.) Now, Mr. Ryder gave evidence on Day 63.

22 A. Yes.

23 16 Q. And he was explaining to the Chairman that he went to a
24 function in a hotel?

25 A. That's right, yes.

26 17 Q. All right. Now, I am going to take it up as follows:-

27
28 *"There were two other people there, I don't know who they*
29 *were, but one of them nodded at Jimmy" - I think that is*
30 *Jimmy Crutchley - "and it was obvious that he was another*

1 *police officer there, in fact I think Jimmy might have said*
2 *who he was, but, at any rate, I think maybe before we went*
3 *in for our meal or at some point anyway they came over and*
4 *I was introduced to these two people, one of them was Brian*
5 *Fitzsimons, who is also deceased, and who was then a senior*
6 *figure in the RUC Special Branch, and I was introduced to*
7 *the other man as Owen Corrigan, who was described to me as*
8 *an officer from the Garda Siochana."*

9

10 I think, first of all, you were acquainted with Brian
11 Fitzsimons?

12 A. I was, yes, a very close personal friend.

13 18 Q. Yes. And you certainly, it seems to be the case that you
14 had, sorry, you were with him on the occasion of a social
15 function?

16 A. I was, yes.

17 19 Q. And do you remember being introduced to Chris Ryder on that
18 occasion?

19 A. I do, yes.

20 20 Q. *"Question: Who introduced you to Mr. Corrigan?*

21 *Answer: Brian Fitzsimons. I don't think Jimmy Crutchley*
22 *knew Owen Corrigan either; it was just that obviously*
23 *Crutchley and Fitzsimons knew each other. I didn't know*
24 *Fitzsimons at that stage, it was the first time I had ever*
25 *met him as well."*

26

27 And then we will go on down, there is no need to -- go down
28 to the last line:-

29

30 *"During the course of the afternoon, I went to the lavatory*

1 and Mr. Corrigan was in the lavatory and we were just sort
2 of exchanging pleasantries as you do, and he said to me,
3 you know, that if ever I was looking for stories, to look
4 him up in Dundalk, and he sort of proffered his card to me
5 and then he said, 'There would be a few bob in it for me,
6 wouldn't there?' And I was noncommittal, obviously, but
7 immediately all my alarm bells began to ring because never
8 before, never since have I been propositioned by a police
9 officer for money for stories. And I mean, I wouldn't even
10 have considered the possibility because I know that my
11 editor in The Sunday Times in London would have been
12 completely opposed to paying a police officer for
13 information. And because of that, you know, obviously
14 meeting Mr. Corrigan and being propositioned like that, his
15 name and his approach stuck in my memory and have done ever
16 since."

17
18 And then just to finish this off then:-

19
20 "Question: Just to be clear, you weren't familiar with his
21 name before you met him in the La Mon House Hotel?

22 Answer: No, not at all.

23 Question: And you say it stuck in your memory since. Did
24 you hear the name again after that?

25 Answer: Yes, periodically"

26
27 Well, we will come on to that in a second.

28
29 Do you recall encountering Mr. Ryder in the lavatory, in
30 the bathroom?

1 A. Not at all. That's a scurrilous slur on my good name. He
2 said that I gave him a card; there were no such things as
3 cards from the Garda Siochana at that time. And it's an
4 outrageous slur by Mr. Ryder, who appeared here or gave
5 this statement, eleven years after. When was it? What
6 year was that?

7 21 Q. Which now, sorry? Oh, the meeting in the La Mon?

8 A. Yes, '78, I think.

9 22 Q. Just bear with me a second. It was, it must have been, I
10 think what he said was, on an earlier page: "*It was*
11 *certainly been '74, '75 or '76.*" The reason he said that
12 was because the hotel in question was blown up in 1978?

13 A. Yes.

14 23 Q. So he is putting it in that era, '74, '75, '76?

15 A. I accept that, but I want to say here categorically, it's
16 an outrageous slur on me and I resent it greatly. I would
17 be very interested to know under what circumstances
18 Mr. Ryder was asked to give a statement to this Tribunal.
19 And who asked him.

20 24 Q. Now --

21 A. Because there seems to be a gathering on the highways and
22 byways for people who remotely knew Owen Corrigan, to try
23 and damage his name with every possible haste.

24 25 Q. Yes. The situation, Mr. Corrigan, these matters must be
25 put to you so you deal with them and the Chairman can then
26 draw his conclusions, you understand that?

27 A. Oh, yes, but I am just explaining the situation that -- I
28 want to make that very clear, Mr. Chairman; there were no
29 such things as Garda -- he said I produced a Garda identity
30 card.

1 CHAIRMAN: I don't think he was talking about an identity
2 card; I think he meant a business card.

3 A. Oh, a business card; well, there were no such things as a
4 business card in the Gardaí at that stage.

5
6 CHAIRMAN: When did they come in?

7 A. I don't know. They certainly weren't in within 20 years of
8 that.

9

10 26 Q. MR. DILLON: I think it's the case that, now, members of
11 the force can have business cards, isn't that right?

12 A. I don't know, I am not familiar with it, but they have had
13 cards for the last, we'll say, 20 years. But there was no
14 question of -- no question of -- that can be easily
15 clarified, like; you don't have to take my word for it.

16 27 Q. That is fair enough. Just, if you could assist, but if
17 not, don't worry about that?

18 A. At that stage now, my understanding, Mr. Chairman, that
19 they would have been available to the RUC. There would
20 have been a type of a personal ID card as distinct from --
21 or a personal card as distinct from an ID card that they'd
22 use in the course of their duty, but they had another card,
23 from my understanding at the time.

24 28 Q. Now, I am going to be dealing now with question 53:-

25

26 *"Question: And you say it stuck in your memory since. Did*
27 *you hear the name again after that?*

28 *Answer: Yes, periodically, yes, I would have heard his*
29 *name.*

30 *Question: In what context?*

1 *Answer: In the context that, you know, he was a bit of a*
2 *dodgy guy in terms of helping the IRA, in terms of not*
3 *being trustworthy, as the RUC would have seen it. And*
4 *respecting security confidences and things of that sort.*
5 *And, you know, his name didn't come up on a regular basis*
6 *but from time to time if there was an incident down there*
7 *or something, or, I might have been talking to somebody and*
8 *I'd say oh, you know, that was such-and-such or you know*
9 *Corrigan was involved in that, or somebody was trying to*
10 *get Corrigan to do something. It was just in very general*
11 *context. But because I remember Mr. Corrigan so vividly*
12 *from our encounter then, you know, whatever his name --*
13 *whenever his name did come up in conversation, and there*
14 *was inferences sort of or allegations made about his*
15 *conduct and his trustworthiness, you know, I knew who they*
16 *were talking about and I knew what was involved.*

17 *Question: You didn't meet him again?*

18 *Answer: Not to the best of my knowledge, no."*

19
20 So, you can see that Mr. Ryder told the Chairman that he
21 was picking up bits and pieces relating to you?

22 A. Oh, yeah, well, he was dealing with the RUC, meeting the
23 RUC on an average at least of two days, if not three, per
24 week, and I've already given in evidence that he was
25 considered within the RUC as a member of MI5.

26 29 Q. Sorry, who are you talking about now, please?

27 A. Mr. Ryder.

28 30 Q. Have you any evidence of that?

29 A. Well, I was just told it by members of the RUC.

30 31 Q. Which members told you?

1 A. Brian Fitzsimons.

2 32 Q. Any other?

3 A. No. Well, he was the most important man as Head of Special
4 Branch and was the focal point in the ranks of the RUC at
5 the time; in other words, all aspects of RUC activity was
6 under his control, including the large payments of money,
7 and he was aware, being such a professional officer of such
8 standing, and he was aware of the vast sums of money that
9 were being paid out by the British and the RUC for flimsy
10 intelligence, often duplicated, as I explained before the
11 break, Mr. Chairman, at the time, and it galled him to see
12 how the money was being used as a means of trying to come
13 to a problem, and it was creating more problems than it was
14 solving; the fact that anyone could go up and spin a story
15 and gather -- and they were drawing money now on a weekly
16 basis from the forces in the North, and telling on each
17 other. This is the situation, that they were informing on
18 each other; they were running around the border and telling
19 stories about each other and going up and collecting large
20 sums of money in the process. And in relation to the
21 Loughgall incident and the money there, the situation was
22 that this was precipitated, this sad occasion, that when
23 they made their own inquiries -- and Loughgall happened,
24 Mr. Chairman, in late '87 -- and the investigation unit of
25 the Provisional IRA set about investigating the source of
26 the leak, because I may have explained it before or I may
27 not; two areas that the IRA were able to penetrate were
28 south Armagh and east Tyrone, and the volunteers, a crack
29 unit, eight in all, were selected from those two hard nut
30 areas to perform this operation, and as soon as they

1 arrived at Loughgall in late '87, they were confronted by
2 the SAS, who wiped them out in total. Now, that
3 information pertaining to that particular operation was
4 only available to the very, very higher command of the
5 Provisional IRA. So, when they commenced their operation
6 in late '87, it went on all through '88, and they were
7 ready to take action to eliminate or to find out, not
8 eliminate, to arrest the informant and get, extract
9 information by way of torture and then execute them. So
10 that was -- this unit was active throughout '88 and over
11 Christmas '88. Now, in January, they were ready to go and,
12 as you know, this dreadful tragedy occurred in March, but
13 they were ready to operate from January. So, they had been
14 monitoring them for a period of two months, and in actual
15 fact, on the date that they were -- that they were
16 executed, I had reason to believe, my information tells me,
17 that they were -- that they had operation in contact four
18 weeks previously, and that the two same men travelled down
19 the same road at 3 o'clock in the afternoon. Now, the RUC
20 would be in a position to confirm that, but I have no
21 reason to doubt the accuracy of the information. And
22 furthermore, that on occasions, that -- that they had
23 travelled and visited Dundalk, I have reason to believe
24 that some of the main suspects for this atrocity called to
25 Dundalk Station on business and actually passed through --
26 walked in behind them, passed through their section area at
27 the same time that they were pressing a bell to see the
28 officers in Dundalk at that time. And this is only my
29 information, now; I can't confirm it, but I have no reason
30 to doubt mine because I had extremely valuable contacts at

1 the time, and I was told that it was either four or five
2 weeks, and that it was also on a Monday, and it was around
3 3 o'clock. So those are facts that can be easily confirmed
4 by the RUC.

5 33 Q. Yes. Well, I want to come back to that particular point
6 shortly, but to finish up with the issue raised by
7 Mr. Ryder; two matters: First of all, are you saying to
8 the Chairman that it was since about 1974, '75, that the
9 RUC or individuals in the RUC and somebody who you believed
10 to be in MI5 were, in a sense, briefing against you or
11 speaking out against you?

12 A. No, no.

13 34 Q. Does it go back that far?

14 A. No, no, I am only saying in the context of Mr. Ryder that
15 time, I am only relating to the Chairman; Brian Fitzsimons
16 was a source of incredible information, he had the finger
17 on the pulse on every aspect of the police force, and he
18 was the most straightforward, honest individual I have ever
19 met in the RUC, and he was aware that -- he didn't trust
20 Mr. Fitzsimons, I can tell you, or Mr. Ryder, and spoke to
21 me in that vein, and he said that he was meeting him. I
22 think Mr. Ryder may have said that he may have met them on
23 a number of occasions each week.

24 35 Q. Now, I have to put the following to you: This was put to
25 Mr. Ryder.

26
27 *"Question: One of the things that Mr. Corrigan will say*
28 *when he comes to give evidence is that he was told by Brian*
29 *Fitzsimons that you were very close to MI5. Were you close*
30 *to MI5 at that time?*

1 *Answer: No, I didn't know a soul in MI5 and that was an*
2 *allegation that was regularly made against me by people of*
3 *a Republican disposition, but someone as senior as Brian*
4 *Fitzsimons in the Special Branch and other police officers*
5 *would never have said that because they would have known it*
6 *was untrue. I had been approached many years earlier by*
7 *somebody who said MI5 would be interested in talking to me,*
8 *and I made it very clear that I had no interest in talking*
9 *to them, least of all becoming a source for them, and never*
10 *again was that sort of approach made to me."*

11
12 So that is what Mr. Ryder had to say on the matter of the
13 allegation that he was a member of MI5. Do you have better
14 knowledge?

15 A. No, nothing at all. I'm merely relating for the
16 information of the Chairman what Mr. Fitzsimons told me,
17 like.

18 36 Q. Now, all this -- sorry, all this started off when we were
19 considering your necessity to have a power base in Garda
20 Headquarters. Now --

21 A. Oh, no, I didn't --

22 37 Q. Bear with me a second, please. You worked very well with
23 Eugene Crowley, isn't that right?

24 A. Yes, with all of the officers up there.

25 38 Q. But you worked very well with him, he had been in Dundalk
26 when you were there?

27 A. That's right, yes.

28 39 Q. You got on well with him?

29 A. Absolutely, and at the time that I served with Mr. Crowley
30 in Dundalk, I was serving my apprenticeship, I was very

1 young. I went to Dundalk in '64 when I had only four
2 years' service, and it was there I did -- undergone my
3 detective training.

4 40 Q. Well, now, he was, as you put it, one of your power base.
5 In 1989 he was the Garda Commissioner, isn't that right?

6 A. Yes.

7 41 Q. So... and you were very unhappy in Dundalk Station, isn't
8 that right?

9 A. What year is that?

10 42 Q. 1989?

11 A. Oh, yes, very --

12 43 Q. You were very unhappy?

13 A. Yes, very unhappy.

14 44 Q. Given your undoubted expertise in the matter of detection,
15 why didn't you throw yourself into the investigation of the
16 murders of Harry Breen and Bob Buchanan and report directly
17 to him, as you were given to reporting directly to
18 Headquarters, isn't that right?

19 A. There was an investigation unit set up for that specific
20 purpose. I couldn't be seen to be intruding. You can
21 imagine now if I was going around carrying out my own
22 inquiries and a unit set up specifically with that in mind.

23 45 Q. Yes.

24 A. I don't think I'd be welcomed with open arms by any of the
25 investigation team.

26 46 Q. Well, now --

27 A. Like, it's good manners to wait until you are invited to
28 join any -- I mean, I joined all the leading -- I was --
29 even in Dundalk, I was called by John Courtney, Hubert
30 Reynolds and every head of the Detective Branch all over

1 the country to murders. I investigated on the murder
2 investigation teams that were carried out by the Murder
3 Squad apart from Dundalk at all.

4 47 Q. Right. Now, I am going back to the sort of matters that
5 you reported in 1985. You reported that a named person is
6 in danger from the Provisional IRA. You report on planned
7 outrages, and I'll put it in shorthand, that way, isn't
8 that right?

9 A. No --

10 48 Q. In other words, you got information in advance of a matter
11 occurring; for example, as I say -- where has it gone to
12 now? Just bear with me a second. Yes, report that a named
13 person is in danger from the Provisional IRA. So, clearly
14 they had plans for this person, isn't that right?

15 A. Yes. Well, just, if I may take this opportunity,
16 Mr. Dillon -- Mr. Chairman, with documentation that I was
17 furnished with yesterday, I found it totally unsatisfactory
18 in the way it was presented. It was totally unhelpful to
19 me and the Tribunal, because I couldn't relate to the way
20 it was outlined. It was difficult enough for me to focus
21 back when I read the official reports, but the way it was
22 presented to me yesterday, to me it didn't make sense, I
23 couldn't -- I was looking at -- and I couldn't relate the
24 outline of events with any specific events and as a
25 consequence, I found it very -- I was very disappointed,
26 and I intend to mention that fact to you today, that
27 perhaps I might have an opportunity of seeing the original
28 reports? When I would be in a position to enlighten you,
29 when I'd see the original reports and I would be able to
30 react back to them and I would be able to amplify them or

1 extend them to whatever way you wanted, to seek
2 clarification on any given point.

3 49 Q. I think you misunderstood my question. My question was,
4 that in 1985 you were in a position to report that an
5 individual was in danger from the IRA, isn't that right?

6 A. Yeah.

7 50 Q. OK. So, in other words, the IRA had plans for this man?

8 A. Yes.

9 51 Q. OK. Now, you mentioned to the Chairman just a few minutes
10 ago that --

11 A. Which man was that, Mr. Dillon?

12 52 Q. I have no idea. It's just the fact that you had
13 information in advance of the event?

14 A. No, but that is the weakness, what I am saying to.

15 53 Q. No, it's not the weakness, it's the point that I am trying
16 to make, that you had --

17 A. No, but from my point of view it's a weakness.

18

19 CHAIRMAN: That you can't identify the actual instance?

20 A. Yes, yes.

21

22 CHAIRMAN: And you can only do that if the Garda Siochana
23 would show you the originals?

24 A. Precisely.

25

26 CHAIRMAN: But Mr. Dillon is making the point that this was
27 an instance where you had information that a certain man
28 was going to be the subject of attention by the IRA before
29 it happened.

30 A. Yes.

1

2 54 Q. MR. DILLON: Now, if I can move on from that, if you don't
3 mind. 1989, you were a Detective Sergeant who was a person
4 of considerable skill, you tell the Chairman --

5 A. Yes.

6 55 Q. -- in your job. You didn't cease to be a person of
7 considerable skill simply because you didn't like the new
8 regime, isn't that right?

9 A. No, no, I retained whatever qualities I possessed in
10 earlier years, I would hope.

11 56 Q. Now -- sure. Now, you have told the Chairman that your
12 understanding was that this was an operation that had been
13 planned in advance, isn't that right?

14 A. I'm at a loss --

15 57 Q. I'm sorry. I am talking about the murders of Harry Breen
16 and Bob Buchanan, planned in advance?

17 A. Yes.

18 58 Q. And I think a considerable number of people were involved?

19 A. Oh, absolutely.

20 59 Q. I think something of the order of maybe 20 has been
21 mentioned in evidence here, covering two teams covering
22 four roads?

23 A. Absolutely.

24 60 Q. This is a pretty big operation, isn't it?

25 A. Massive.

26 61 Q. How did you not get a hint of it? It'd been going on, been
27 planned for quite a while. How did you not get a hint of
28 it?

29 A. Before it happened?

30 62 Q. Yes.

1 A. Yeah, well I didn't become aware of it because I wasn't at
2 that stage actively involved in the day-to-day running
3 operation.

4 63 Q. But as the Chairman knows, I mean, you did return a number
5 of C77s?

6 A. I did, yes.

7 64 Q. Yes. So this -- by all accounts, this was a very
8 considerable operation on the part of the IRA, wasn't it?

9 A. Very much so.

10 65 Q. Yes. A lot of people were involved?

11 A. Yes.

12 66 Q. This was planned over a period of time, you say?

13 A. That's right.

14 67 Q. And yet --

15 A. Actually, it was going on from around Christmas time.

16 68 Q. So it was going on since Christmas?

17 A. Christmas '88, yes.

18 69 Q. Let's take it at that. What is your knowledge for that
19 particular date, Christmas '88? Where did you get that
20 from?

21 A. No, I am only mentioning a period of months. It's only a
22 focus point, saying Christmas, like, late '88, that they
23 were ready to move from January '89. It's purely only a
24 mention of, as an indication of the timescale.

25 70 Q. That is fair enough. So, in fact, that I think emphasises
26 the point, namely that this was a substantial operation
27 which was in the planning and ready for, to be carried out
28 for a considerable period of time?

29 A. Yes.

30 71 Q. And yet, you never picked up a hint of it?

1 A. No, I didn't, no.

2 72 Q. Now, you have provided to the Chairman yesterday two -- a
3 number of extra names of individuals who had been, who
4 according to you were affected by the new regime?

5 A. Yes.

6 73 Q. And in particular you mentioned, I think it was Jim Boyle,
7 isn't that right?

8 A. Yes.

9 74 Q. Do you remember writing down Jim Boyle's name?

10 A. Jim Boyle, yes.

11 75 Q. We have read over his evidence, and he did not tell the
12 Chairman that he felt ostracised?

13 A. Yes.

14 76 Q. Nor was it put to him that he felt ostracised?

15 A. No, well I didn't mention Jim Boyle specifically. I said
16 the members of the unit that had worked with me. That was
17 the general -- I can't speak for them, that was the general
18 opinion amongst themselves. I don't wish to -- I will
19 speak for myself, but I am speaking in a general way or
20 collectively.

21 77 Q. Yes. Bear with me a second. I don't have the exact
22 passage, Mr. Corrigan, but you made it quite clear to the
23 Chairman that these people were ostracised in the same way
24 that you were?

25 A. No, I want to explain, there is just the -- that was the
26 general opinion. There is nothing specific. I'll speak
27 for myself; that I certainly felt ostracised.

28

29 MR. O'CALLAGHAN: I think in fairness to the witness, that
30 perhaps the evidence of Ben McGrath, one of the people whom

1 he mentioned who felt that -- he felt that people in
2 Corrigan's unit were ostracised. That is Day 39, page 94,
3 question 260 to Mr. McGrath:-

4

5 *"Question: In your statement that you provided to the*
6 *Tribunal you said it didn't stop just there, you say that*
7 *'Others in the unit would always have experienced some*
8 *exclusion by Connolly because they were on Corrigan's*
9 *unit'?*

10 *Answer: Yes, but I felt that Connolly would have excluded*
11 *Corrigan's unit from various tasks, I suppose, or*
12 *whatever."*

13

14 78 Q. MR. DILLON: It remains, nonetheless, the case that you
15 mentioned Jim Boyle's name as being one of your colleagues
16 who had been ostracised. He never spoke about that, he
17 never said that to the Chairman and it was never put to
18 him?

19 A. I mentioned Mr. Connolly, that Mr. -- as my counsel is just
20 after mentioning, I mentioned Mr. Connolly yesterday, or
21 Mr. McGrath, I should say.

22 79 Q. Oh, yes. Now, we will leave it at that in terms of matters
23 to be picked up from yesterday.

24

25 Now, do you remember it was in, I think 1989, that
26 disciplinary proceedings were brought against you, you
27 remember that?

28 A. Yes.

29 80 Q. And Mr. -- get straight to the point -- you were found to
30 have been in breach of a certain number of provisions of

1 the Disciplinary Regulations, isn't that right?

2 A. Yes.

3 81 Q. And --

4 A. I will deal with that now when you are finished your
5 question, Mr. Dillon.

6 82 Q. Yes, yes, you will get your moment, don't worry about that.

7 A. Yes.

8 83 Q. Now, in particular, that you failed to enter in the logbook
9 for the official car registered given registration number,
10 the correct mileage while you were driving it?

11 A. Yes.

12 84 Q. That is the principal one. And you were found to be in
13 breach of that provision, isn't that right?

14 A. Yes.

15 85 Q. I think that a fine was imposed, is that right?

16 A. Yes.

17 86 Q. Now --

18 A. Can I reply?

19 87 Q. No, I am going to put a point to you now.

20 A. OK, OK, that is no problem.

21 88 Q. This is the context in which this issue is being put to
22 you, and then there are documents, including your letter or
23 your minute of the 1st of December 1989, that will be put
24 before the Chairman as well, just be reassured about that.

25 A. Yes.

26 89 Q. This came up in the context of the evidence of Tom Connolly
27 on Day 26 on page 23. And he was asked:-

28

29 *"Question: Would you accept or would that matter cause*
30 *your mind to think of anything to do with the Provisional*

1 IRA?

2 Answer: It would.

3 Question: Why?

4 Answer: Because as I could gather from the logbook and
5 entries that were put in the following day by Mr. Corrigan,
6 there was a great number of miles involved.

7 Question: What has that to do with an allegation of
8 collusion with the IRA?

9 Answer: As to where he was. Why he didn't come upfront
10 when he was at the Disciplinary Inquiry or before it and
11 put his cards on the table and say: Listen, I was in such
12 a place making inquiries.

13 Question: Why would his failure to do so cause you to
14 associate him with the IRA?

15 Answer: Well, it crossed my mind to know why wouldn't he
16 say where he was.

17 Question: No, but there is a difference between why
18 wouldn't he say where he was and saying oh, that is
19 something to do with the IRA.

20 Answer: Well, I was in Dundalk, I knew of just allegations
21 about him in relation to the IRA. It certainly crossed my
22 mind where he was."

23

24 Now, earlier on, Mr. Connolly told the Chairman that before
25 he went to Dundalk Station - this is page 8 - that he was
26 aware of an unease about Dundalk Station but coming from
27 the RUC, that quarter. And that he had been approached
28 sometime in 1988 or 1989 by a member of the RUC, whose name
29 he couldn't remember, who voiced concerns, who said that
30 the RUC didn't trust you. And then he said, it was put to

1 him:-

2

3 *"Question: And I think you told the Chairman that you*
4 *didn't report on these comments at the time because in your*
5 *view, it was generally known by the Garda officers of this*
6 *person's connection with the IRA?*

7 *Answer: Correct."*

8

9 So that is the background that I am putting these matters
10 to you.

11

12 So, you were found to be in breach of the regulation. And
13 you put in your reply, as it were, isn't that right? You
14 -- by a letter dated or a minute dated 1st December, 1989,
15 addressed to the Chief Superintendent, you expressed your
16 views about the hearing that had been conducted, isn't that
17 right?

18 A. Yes.

19 (Document handed to the witness.)

20 90 Q. And it goes as follows: *"Re alleged breach of Disciplinary*
21 *Regulations 1971, D/Sergeant O. Corrigan [given number].*
22 *Sworn Inquiry held at Dundalk Station on 21 November 1989."*

23

24 Now, this is after the event, isn't that right?

25 A. After which event?

26 91 Q. After the hearing?

27 A. Yeah.

28 92 Q. And you describe it as an alleged breach, you have been
29 found to be in breach, isn't that right?

30 A. The whole thing was a charade. If you allow me, I will

1 explain everything to you.

2 93 Q. Well, may I first of all read this into the record and then
3 you may make your excuse because --

4 A. I most certainly will. I am delighted to get the
5 opportunity to tell the truth.

6 94 Q. In fairness to you, I want to put this on the record.

7

8 *"Relative to the above subject and the holding of a Sworn*
9 *Enquiry into alleged breaches of the Disciplinary Act,*
10 *1971, by me, I wish to report as follows:*

11

12 *"I was Defendant in the Sworn enquiry outlined on caption.*
13 *In the course of the hearing a number of Garda witnesses*
14 *gave evidence on behalf of my authorities which was at*
15 *total variance with the true facts of the matters under*
16 *investigation.*

17

18 *"D/Sergeant Gannon, in his statement of evidence and later*
19 *in direct evidence, stated that he was Detective Sergeant*
20 *in charge of Detective Branch Dundalk, which is not*
21 *correct. I was obliged to seek and procure the relevant*
22 *file which set out in defined details exactly the areas of*
23 *responsibility in respect of this member and myself in*
24 *order to have this serious charge struck out against me.*
25 *In addition to the foregoing, I was obliged to seek the*
26 *attendance of two retired members to prove the facts which*
27 *are well-known and established here and the existence of*
28 *the file setting out the terms of responsibility of both*
29 *myself and D/Sergeant Gannon. In the course of his direct*
30 *evidence this member changed his evidence from his*

1 *Statement of Evidence and fully accepted the facts as*
2 *presented by my legal adviser.*

3

4 *"In the course of his sworn evidence, D/Superintendent T.*
5 *Connolly handed in a copy which he swore was a true copy of*
6 *Form A62 logbook, in which clearly was not the case, as*
7 *this form had been falsified by entering on the top of*
8 *same, which had been blank, the registration number ZS 2187*
9 *in his own handwriting and, as a result, tampering with the*
10 *evidence in the case.*

11

12 *"D/Garda P. O'Connor, official driver of official car*
13 *[given registration] has stated in direct evidence and in*
14 *accordance with this Statement of Evidence that he had*
15 *submitted the tenders for damage caused to an official*
16 *vehicle. He later changed his direct evidence having*
17 *sought permission to do so from members of the Board. He*
18 *then stated in evidence that he submitted three tenders for*
19 *the work to be carried out, and when the file was returned*
20 *to him there was only two tenders, and the third tender,*
21 *which was the lowest of the three previously submitted by*
22 *him, had been removed from the file. Neither*
23 *Superintendent Connolly or Tierney, when asked, were able*
24 *to state what happened to the third tender, which I have*
25 *already stated was the lowest of the three submitted by the*
26 *member.*

27

28 *"My legal adviser, Mr. Noel Hughes, in the course of his*
29 *summing up of the case referred to the appalling behaviour*
30 *of the members concerned and referred to each witness*

1 *individually, laying particular emphasis on the falsifying*
2 *of the documents and the tampering with evidence. His*
3 *considered opinion and that of Senior Counsel, since*
4 *briefed on the matter, were that if such behaviour occurred*
5 *in a criminal trial the judge would refer the papers to the*
6 *Director of Public Prosecutions.*

7

8 *"The full facts will be on record when the transcript of*
9 *the evidence comes to hand and which I will be making*
10 *application for through my legal advisers.*

11

12 *"I now respectfully request that these extremely serious*
13 *matters be fully investigated by my authorities, and I ask*
14 *that a copy of this file be forwarded to the Commissioner*
15 *for his personal attention?*

16

17 *"I understand that these matters were brought to your*
18 *personal attention by my solicitor, Mr. Noel Hughes, BCL,*
19 *[given address], when he spoke to you in Dublin on 22nd*
20 *November, 1989."*

21

22 And it is signed by you, isn't that right?

23 A. That's right, yes.

24 95 Q. Now, just before you speak to the Chairman, one outcome of
25 that -- (Document handed to the witness.) Now, I don't
26 propose reading this document in its entirety. But the
27 outcome of that was that, as you can see, an Assistant
28 Commissioner, my copy is unsigned, an Assistant
29 Commissioner wrote to the Chief State Solicitor in regard
30 to *"implied allegation of perjury by D/Sergeant Gannon,*

1 *implied allegation of perjury and falsification of document*
2 *by D/Superintendent Thomas Connolly and implied allegation*
3 *of perjury by D/Garda P. O'Connor."*

4

5 So as a result of your letter, these matters were referred
6 to the Chief State Solicitor, and these people were, well,
7 given the description of alleged perjurers, and that arises
8 out of your letter, isn't that right?

9 A. Yes.

10 96 Q. Now, what is it you wish to say to the Chairman?

11 A. Oh, sure, those people made that, or it's a decision those
12 people made, but I reiterate and stand behind everything
13 that is done. This was a complete and utter fabrication.
14 And Mr. Connolly, I served with eleven Superintendents in
15 Dundalk in my time there, and each and every one of them
16 was depending on me to assist them because they were --
17 invariably, they were transferred to Dundalk for a period
18 of 12 to 14 months, and Mr. Connolly was the only one that
19 came along and had his own agenda, together with the three
20 others, like, and he wasn't interested in forming any kind
21 of relationship with me and, as a result, this -- he came
22 to me on this date and he said to me, "Owen, there is the
23 logbook, I am doing an inspection, would you fill it up?"
24 Now, this is a common thing there, if you were the member
25 driving a patrol car, there could be an average of 20 lines
26 in a page, so I was -- I didn't think about it but,
27 thinking of it afterwards, I thought it most unusual. No
28 other -- the other eleven Superintendents ever asked me to
29 do this before. He says, "I am doing an inspection and
30 would you ever sign that form." I said -- of course I came

1 along and signed it and added up the mileage, which was a
2 common thing that we did. We didn't write in the mileage
3 every day the car was being used. And I filled in the form
4 one page after another. And of course, when it came, I
5 didn't include the make of the car or the colour. So when
6 Mr. Connolly got it back, he included -- forged the number
7 of the car and the make of the car in his own handwriting.
8 And it was Mr. Noel Hughes, my solicitor, that actually
9 noticed this, and that is how he was so appalled, that a
10 member of the Garda Siochana would behave in such a manner
11 to anyone, never mind his own subordinate. And that's how
12 that is covered, in the course of that. And it was a total
13 and absolute continuation of the behaviour of these four
14 members that had taken over, and it was another in the saga
15 of the campaign that was being waged against me, which I
16 feel very strongly about to this day, you know.

17 97 Q. I think the members of the inquiry consisted of Chief
18 Superintendent John Hickey from Mullingar, isn't that
19 right?

20 A. Yes.

21 98 Q. Did you know him?

22 A. I did, yes.

23 99 Q. I will come back to that in a second. Superintendent
24 Patrick Mulroy, Kildare?

25 A. Yeah, I didn't know him.

26 100 Q. And Superintendent John Considine, Bailieborough?

27 A. I didn't know him.

28 101 Q. All right. So are you saying that these three senior
29 officers were fooled by Tom Connolly, by Pat O'Connor and
30 by Detective Sergeant Gannon?

1 A. I can't say that. I am only saying what has happened, the
2 sequence of events; that I was asked to complete a logbook
3 for dates that I never had the car, but when I was asked to
4 sign them, he said he was going to carry out an inspection,
5 and when I thought about it afterwards, sure I never heard
6 of that before, carrying out an inspection and presenting a
7 logbook to who? No other Superintendent, as I told you
8 there were eleven before him, so I knew it was only a trap,
9 it was an entrapment process totally and absolutely. In
10 relation to -- they went down the next day to him and the
11 thing was, according to the regulations you cannot use a
12 car without the permission of the Sergeant in charge of the
13 unit. So I was the senior Sergeant in charge of the
14 overall unit at the time. So, what did they do?
15 Mr. Connolly went to quite a newcomer, who was -- had been
16 taken in from Dromad when the famous quadrupling of the
17 strengths of Detective Branch, he was a uniform man taken
18 in there, and these people -- when Mr. Connolly went to him
19 and told him that he wanted a statement off him
20 outlining -- he couldn't sustain this charge against me
21 except I used the car without the express permission of the
22 Sergeant in charge. So, he turned around and made a
23 statement which proved to be false; he wasn't the Sergeant
24 in charge, but he said he felt under pressure. And, on the
25 evening of the tribunal, that man came up to my house and
26 apologised to me for making a false statement and said he
27 felt threatened by Mr. Connolly and, as a result -- because
28 I had known him well, I joined the force with him, and he
29 felt bad about it, but he was only new into the Detective
30 Branch and naturally enough, when his immediate superior

1 asked him to do something, he felt compelled to oblige.
2 So, I had been appointed away back in '75, 1975, and I
3 reported -- I knew the documentation in relation to this
4 appointment was available in the Chief Superintendent's
5 office, and Michael Bohan, who was the Chief Superintendent
6 at the time, and if not the finest officer that I ever
7 served with; I served with him from the very start at
8 Drogheda, and I came down and he brought the Document of
9 Authorisation appointing me as a Detective Sergeant in
10 charge of Dundalk, and he rebuked Mr. Tierney, another of
11 the four or five of the gang, was his clerk and he was
12 responsible for actually promoting him, and he let
13 Mr. Tierney know in no uncertain manner what he thought he
14 did, having done this. I was a colleague of Mr. Tierney's
15 in Drogheda in the '60s, and Mr. Bohan had been the
16 principal upright, the most honourable man you could come
17 across. You heard him yourself. He was the man that gave
18 evidence about the intimidation I received and he was a
19 great help to me when we were trying to bring the situation
20 of the RUC parking in stations around the border, he raised
21 that with Headquarters and at the meetings of the
22 North/South, of the people coming to the -- the RUC coming
23 to the stations around the border, especially Mr. Buchanan,
24 who was a very honourable, decent man, but he had no regard
25 for his personal safety and didn't realise it, the danger
26 that he was imposing or bringing on himself and members of
27 the Gardaí by parking a car which he was in possession of
28 for at least four years, parking it outside the door and
29 walking in irrespective of who was there. And Mr. Bohan
30 had to come down and point out to these people, he was well

1 aware what was after happening, that I was stitched up in
2 this ongoing campaign to try and -- because they could
3 never -- I was never the subject of a disciplinary matter
4 in my life, in my service, and this was a totally
5 prefabricated one.

6

7 CHAIRMAN: Did you appeal the finding of the --

8 A. No, I didn't. Well, I was hamstrung. Sure, what could I
9 do? These were my immediate superiors. That's why I saw
10 no alternative only to get out of it, get out of Dundalk,
11 and that's why Noel Conroy, who was an Assistant
12 Commissioner, came to me, rang me to the house and agreed
13 to meet me in Drogheda and said, "Oh, the first thing you
14 have to do is get out of Drogheda." The whole force knew.
15 The members of Detective Branch, of the Murder Squad all
16 over the country rang me and asked me to give them a help
17 in the murders throughout the country, because they knew I
18 could not operate in this environment.

19

20 CHAIRMAN: Did you appeal the --

21 A. No, I didn't, no.

22

23 CHAIRMAN: Why?

24 A. Because I was coming to the end of my service and I just
25 said -- I couldn't, I am not into that. I just did my
26 best, I concentrated every piece of my ability to doing the
27 work. I couldn't be bothered getting into this tit-for-tat
28 and he said this and she said that. And I just walked away
29 from it. That is not my nature, to get involved in
30 proceedings of any type. But Mr. Bohan came down and let

1 these people know exactly what he thought of the whole --
2 and it was a whole -- that situation -- and Mr. Hughes was
3 there and, as is outlined there by Mr. Dillon, he said if
4 it happened in a District Court in Dublin, the papers -- it
5 would be referred further.

6

7 102 Q. MR. DILLON: Now, is it your evidence to the Chairman that
8 a Detective Superintendent coerced a junior officer into
9 making a false statement?

10 A. Well, sure, I am telling you what the junior officer -- he
11 can be recalled. Sure, I am only saying what he told me.
12 He called to me house that evening and apologised for his
13 behaviour. I can't put it further than that, Mr. Dillon.
14 Sure, it's a very easy process to call him.

15 103 Q. Now, to turn to another topic. Going back to intelligence.
16 Now, Mr. Mills, we will deal with Document 121. Now, you
17 see number 121 there?

18 A. Yes.

19 104 Q. *"Garda information (1989) suggested that PIRA were in*
20 *possession of the late Superintendent Buchanan's notebook*
21 *taken from the scene of the shootings and PIRA were anxious*
22 *to identify a named person in it."* Do you recall that?

23 A. I can't, no.

24 105 Q. We are told by the Garda authorities that you provided that
25 information?

26 A. Yes, I just can't recall it, now. Is that the traffic
27 accident?

28 106 Q. I am sorry?

29 A. What trial is that?

30 107 Q. No, this is information you provided. It's just number

1 121, if you focus on that, that is the only one.

2 A. I just honestly can't remember it. Now, if I was shown the
3 report, I might be -- the written form. Is the name
4 available?

5 108 Q. I am sorry, say again?

6 A. I just can't help there now, I am sorry.

7

8 CHAIRMAN: You gave information, you found out information
9 that the IRA had possession of Superintendent Buchanan's
10 notebook which was taken from the scene of the shootings --

11 A. Yes.

12

13 CHAIRMAN: -- of Chief Superintendent Breen and
14 Superintendent Buchanan.

15 A. Yes.

16

17 CHAIRMAN: That they took Mr. Buchanan's notebook after
18 they had shot him and that the IRA were anxious to identify
19 the person who was named in it, a person who was named in
20 it.

21 A. Yes, well that was the whole purpose of the operation, to
22 get --

23

24 CHAIRMAN: Do you remember getting that information?

25 A. I do, yes.

26

27 CHAIRMAN: And passing it on?

28 A. Yes.

29 CHAIRMAN: You remember it now?

30 A. That's right, yes.

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30

CHAIRMAN: Yes.

A. And, do you see, the situation is, one of those names was the man, you may recall, Mr. Chairman, of the man who said I saved his life when he came to meet a member of the IRA, an informant who rang them up looking for big information, and he said to me, "This is unusual, would you be able to check this thing out for me?" And I went out and, of course, I saw the trap set for him; there were two vehicles at the two entrances. And he was the man who a bomb was found under his car and he had to flee to England. And he came from the UK here to you to give evidence. He is the man who said very fairly to -- about me, that I saved his life.

CHAIRMAN: Yes.

A. But his was one of the names that they got, but that is what the whole purpose --

CHAIRMAN: In Mr. Buchanan's notebook?

A. Yes.

CHAIRMAN: Yes.

A. And on the evening of the incident, the dreadful accident, he got the first call at home in Northern Ireland about 9 o'clock that night; in other words, they were going through the notebooks, when they took away the suitcases, the notebooks, the intelligence, what they wanted, and the situation, it goes back to my original or my information earlier, the whole thing they were in pursuit of, who the

1 contacts -- they were contacting all the informants, anyone
2 that was in there that was giving information, because in
3 relation -- I didn't get a chance to -- it finished the
4 Loughgall incident, Mr. Chairman, how it went on. They had
5 narrowed it down, the investigative unit of the Provisional
6 IRA. On account, it was such a high level that the
7 information was only circulating, that they knew it could
8 only have come from that level of the organisation, so they
9 had -- they spent all the latter part of '88, up until late
10 '88, until they were ready to roll in January '89, but they
11 had it down to three individuals whom they suspected, and
12 it was at such a high level, those were high-ranking
13 members, and before they could execute one of the
14 high-ranking members, there was an air of suspicion
15 circulating throughout all systems, but at this stage, it
16 had evolved into the higher ranks of the organisation, so
17 before they could take action against one of their leaders,
18 so to speak, this was the work of the investigative unit of
19 the Provisional IRA, and before they could take effective
20 action, they had to be sure they had the right man or
21 woman, because I don't want to elaborate further, but it
22 wasn't three males.

23
24 CHAIRMAN: Yes.

25
26 109 Q. MR. DILLON: Would you go to page 5 now of that document,
27 Mr. Mills, Document 578. This is information dating from
28 1987. *"Garda information detailing PIRA intentions to*
29 *mount attacks on RUC stations and observation posts.*
30 *Report detailed the PIRA commanders who planned and who*

1 *would control the operations. Report stated that the same*
2 *PIRA unit were responsible for the bomb explosion which*
3 *killed Lord and Lady Gibson."*

4

5 Now, we are informed by the Garda authorities that you
6 obtained this information and that this is your C77?

7 A. Yes, yes.

8 110 Q. Do you remember that?

9 A. Yes.

10 111 Q. Now, when you are ready. This is information relating to
11 PIRA action in the North, of course, in Northern Ireland?

12 A. Yes.

13 112 Q. Do you know was that conveyed to the RUC?

14 A. Oh, I would expect so, yes.

15 113 Q. You would expect so?

16 A. Yeah. I can't remember specifically but I'd an ongoing --
17 I'd meet them twice, three times a week.

18 114 Q. Yes.

19 A. Like, those men in Newry were invaluable and the finest men
20 it has been my pleasure to meet, and they were very
21 honourable and there was a trust implicit in my relations
22 with them. They were most honourable and forthright in
23 their views, and whatnot, and it was a pleasure to work
24 with them. It was for the benefit of both our -- because
25 we were tasked with the one principal or common ambition,
26 was to try and save lives, Mr. Chairman.

27 115 Q. Now, you say you met them two or three times a week, isn't
28 that correct?

29 A. Yeah -- well, not physically met them. You would be in
30 contact with them, I should say.

1 116 Q. When you had this contact, did you tell them of the
2 intelligence that you had received, that they were in
3 danger?

4 A. I can't remember specifically but that would be an ongoing
5 process. Like, I'd be telling them, and at the same time,
6 I would be telling my Commissioner.

7 117 Q. Oh, no, I understand that, but the point I am trying to see
8 if we can establish is: Did you yourself convey this
9 information in the course of your contacts with the RUC?

10 A. Well, I can't say specifically, Mr. Chairman, whether I did
11 or not, I can't remember distinctly, to be quite honest
12 with you, there was that much happening on such -- there
13 was a deluge of information and threats and whatnot, and I
14 can't remember specifically, but I would have been
15 reporting to them on an ongoing basis, as soon as I became
16 aware of anything, because they were very helpful to me and
17 would have done anything there to facilitate me in anything
18 that I wanted and we had an excellent, absolutely excellent
19 relationship with them. Like, there was only a small
20 number of them that I knew, but those were very, very, very
21 experienced and trustworthy members. I would have trusted
22 them with my life.

23 118 Q. Well, this is the point, isn't it, that if you know that
24 they are in danger, you tell them, don't you?

25 A. Oh, yes. Well, I didn't say I didn't tell them like, but I
26 can't remember specifically telling them.

27 119 Q. Right. But you think that, on balance, it's more likely
28 than not that you would have done?

29 A. Absolutely, yes.

30 120 Q. Yes. Now, the next two on -- are 132 and 133. I beg your

1 pardon, it's the next document, Mr. Mills. Sorry, it's
2 122: *"Garda information (1989) that detailed assorted PIRA*
3 *activities and also identified the PIRA commander and PIRA*
4 *unit responsible for the murders of Buchanan/Breen."*

5

6 Now, again we are informed that that is information that
7 you provided?

8 A. Yes.

9 121 Q. Do you remember that?

10 A. Yes.

11 122 Q. You remember that, do you?

12 A. That's right, yes.

13 123 Q. All right. Is there anything further you wish to add,
14 bearing in mind, of course, it is intelligence?

15 A. No, just, I can't elaborate now, just -- I can't clearly
16 remember every individual item of intelligence.

17 124 Q. That is fair enough. If you can assist the Chairman, so
18 much the better.

19 A. Well, that is my -- has been my ambition, that is why I am
20 here, under difficult circumstances, Mr. Chairman, to do my
21 best.

22 125 Q. The next one is Document 132: *"Garda information (received*
23 *many years after 1989) assessed as reliable. Following the*
24 *'alleged' abduction of retired Detective Sergeant Owen*
25 *Corrigan by IRA, he was questioned about the identities of*
26 *people supplying information on IRA activities in*
27 *Louth-Meath."*

28

29 Were you ever told of that information?

30 A. Yes -- oh, no, I don't know whether I was told, but I know

1 that I was questioned about that, you know.

2 126 Q. Well, we will come to your kidnapping in due course. The
3 next document also refers to you, it says: "*Garda*
4 *information (received many years after 1989) assessed as*
5 *reliable. Information on the movements of Chief*
6 *Superintendent Harry Breen and Superintendent Buchanan was*
7 *not given to the IRA by Owen Corrigan.*"

8
9 Were you ever informed of that intelligence?

10 A. No, the first I heard of it.

11 127 Q. Now, if you wouldn't mind, Mr. Mills, the next page, one
12 that I wish to draw your attention to is number 499, and
13 it's: "*Report (1985) from D/Sergeant Owen Corrigan*
14 *concerning a named self-employed person. Report alleged*
15 *that the named person was sympathetic to PIRA and had*
16 *carried out work on motor vehicles on their behalf.*"

17
18 Do you remember that?

19 A. I don't, no. Well, I don't know, I am not in possession of
20 the names so it doesn't -- I can't help --

21
22 CHAIRMAN: Would the Gardaí be in a position possibly,
23 Mr. Dillon, to show him the original, if he doesn't
24 recognise this. Mr. Durack?

25
26 MR. DURACK: I am afraid not in the circumstances, sir. As
27 I say, he was given sight of the originals at the weekend.

28
29 A. That's right, yeah.

30

1 MR. DURACK: And I would be -- it certainly would be
2 contrary to my instructions to bring the originals here.

3
4 CHAIRMAN: Obviously, to put them in the public gaze, yes.

5
6 MR. DURACK: Yes. I mean, if he wants to see them again,
7 he can certainly come -- he is welcome to go to
8 Headquarters again if he wishes.

9

10 128 Q. MR. DILLON: Mr. Corrigan, do you want to come back to this
11 one on a later date, once you have seen whatever can be
12 shown to you in Headquarters?

13 A. Yes, as I said --

14

15 CHAIRMAN: Sorry, Mr. Durack.

16

17 129 Q. MR. DILLON: Shall we park this one for the time being?

18 A. Yeah, as I said to the Chairman this morning, I felt
19 completely unsatisfactory because I was unable to be of
20 assistance to the Chairman with the documentation that I
21 was supplied with yesterday. It didn't make sense to me,
22 Mr. Chairman. So --

23

24 CHAIRMAN: But these documents are précis of documents, the
25 originals --

26 A. I appreciate that and I appreciate the difficulties that
27 are accruing from the production here. Like, I appreciate
28 all the difficulties, but I just hope -- I hope that
29 everyone appreciates my difficulty, too; there was such an
30 enormous amount of correspondence furnished by me that it's

1 very difficult to retain them in any type of -- with any
2 type of accurate formation.

3

4 130 Q. MR. DILLON: I will move on to another topic now but I just
5 need to get some copies of documents and they are
6 available, they are in the room, I believe. If you bear
7 with us for two seconds, I would be grateful. I wonder if
8 My Friends could provide us with copies of these documents?

9

10 MR. DURACK: I think that the version that you have in your
11 hand is not the final version.

12

13 MR. DILLON: It is addressed to -- I'd understood it was.

14

15 MS. CUMMINS: It's not, it was a working draft only we gave
16 you yesterday.

17

18 MR. DILLON: I was given it this morning by a member of the
19 Garda Siochana as being the final version.

20

21 MS. CUMMINS: Mr. Dillon, I have the final version here.

22

23 MR. DILLON: Could we see it then, please?

24

(Document handed to Mr. Dillon.)

25

131 Q. Now, Mr. Corrigan, this is a matter which you were anxious
26 yesterday to deal with, and we are now in a position to
27 deal with it. And I have only one copy, so I am going to
28 ask Mr. Mills to put it up on the screen, and if it could
29 appear on that screen as well, please. So, this is
30 Document 121A:-

1
2 *"Undated and ungraded: Garda information reported that*
3 *John McNulty had been abducted by the south Armagh PIRA*
4 *unit and was being held by them. Reported it was believed*
5 *that a decision to execute Mr. McNulty had been taken by*
6 *PIRA. Reported that McNulty had recently been involved in*
7 *litigation with a named company in the Republic of Ireland.*
8 *Reported that McNulty had approached PIRA and asked them*
9 *to put pressure on the management of the company not to*
10 *pursue their litigation against him. Members of south*
11 *Armagh PIRA then threatened the senior management of the*
12 *company. PIRA was to receive a financial payment in*
13 *return. Meanwhile, McNulty was arrested in Northern*
14 *Ireland and questioned about grain smuggling. He was*
15 *released from custody without charge and this led PIRA to*
16 *believe that he may have given information to the*
17 *authorities. The information stated that a named person*
18 *had telephoned PIRA and provided information that assisted*
19 *the abduction. The document named the PIRA commander and*
20 *the PIRA unit who were responsible for the abduction of" -*
21 *it says "McNulty" but that should be McNulty - "The same*
22 *PIRA unit was responsible for the earlier threat against*
23 *the company management and was also responsible for the*
24 *murders of RUC officers Breen and Buchanan. The Garda*
25 *member reported that he was monitoring the situation*
26 *closely and may have further information regarding the*
27 *identity of the culprits and the location of the house*
28 *where Mr. McNulty was being held."*

29
30 Is that it? This was a C77, this is a précis, as you can

1 gather, of a C77, which you were anxious that the Chairman
2 should see, because as you explained to him, it explained
3 what you were doing on the occasion when John McNulty was
4 abducted and subsequently murdered, do you remember that?

5 A. That's right.

6 132 Q. Could you assist the Chairman in how that explains what you
7 were doing that night?

8 A. Well, I was -- at that stage, my belief was that McNulty
9 was still alive.

10 133 Q. First of all, this document was not dated?

11 A. Yeah. Well, I don't know, I am only telling you what my
12 belief was at the time.

13 134 Q. The document is not dated.

14 A. Yes.

15 135 Q. Indeed it's not graded, either, isn't that right? Sorry,
16 that is what it says, I am sorry.

17 A. It wouldn't be my decision to grade it or otherwise. But I
18 was -- I was meeting a number of people who would be in a
19 position to tell me where McNulty was, because I had
20 reason to believe that he was moved from a couple of
21 locations north and south of the border.

22 136 Q. When did you first become aware that John McNulty had been
23 kidnapped?

24 A. I couldn't be specific on dates like, but I had heard from
25 the very early stages about, which I have outlined there in
26 relation to the trouble that he was having with the family
27 or the firm of grain suppliers in the -- in Leinster, here,
28 and for a sizable quantity of grain which he bought and
29 didn't pay for, and the other aspect of the situation was,
30 which is rather delicate, he had some difficulties in his

1 domestic situation, so I don't wish to go into it any
2 further. But I have reason to believe that his identity in
3 the Sportsmans that evening revolved around people that
4 were close to him, and whatnot, and, in fact, he was
5 fingered, so to speak. His location, rather. And I was --
6 he was being moved around the country. And do you see, he
7 had, what you could describe as a checkered past; he would
8 be a member of one organisation in the North when he was in
9 Warrenpoint, and he moved, then, over to another, and these
10 people, that is the way they lived their lives.

11
12 CHAIRMAN: You mean from one subversive organisation to
13 another?

14 A. Yes, he was Official IRA initially. And what they do, all
15 those people involved in this type of behaviour, as
16 distinct from the other individuals, Mr. Chairman, that I
17 explained to you, they don't sell their soul for a couple
18 of hundred or thousand pounds weekly; they operate
19 differently. They come along and if they are caught
20 contravening any regulation in relation to smuggling,
21 caught by the British Army or the RUC, they come in with
22 their hands up and they do a plea bargaining and, in other
23 words, they are released. You see, Mr. McAnulty was
24 arrested and was released without charge, but they park the
25 credit for that, so to speak; they park it to their own
26 personal self for future reference, and when they are
27 caught in a compromising situation at any time in the past,
28 and they will sell anybody down the drain. Their whole
29 sole survival is the name of the game, and that is what
30 they do, they operate totally different to the people I

1 explained to you that were running up to the North claiming
2 money for alleged tittle-tattle information and whatnot,
3 and they parked their -- Mr. McNulty had been in -- or had
4 been arrested, rather, for an ongoing large investigation
5 by the English Customs and RUC before this and released
6 without charge, despite the fact it was a serious smuggling
7 operation that had been, and he felt under an obligation to
8 the RUC and, hence, he would be anything to repay them at
9 the first opportunity. And, as I explained to you,
10 earlier, too, they were most anxious; they weren't
11 interested in monetary gain or anything, they were looking
12 for information, and he was around the border and he was
13 mixing with all the members of subversive organisations, be
14 it Provisional IRA, INLA and everyone like that, and they
15 were most anxious in gathering up whatever intelligence
16 they got of, we'll say, what was happening on the ground
17 and forthcoming events that might be happening by way of
18 movement of stuff, be it explosives or anything, because a
19 guy like that that is in that position may be approached to
20 move explosives to the North at any given time in the
21 future, so that is why he was keeping this future movement
22 or anticipated movement in the back of his head, and lodged
23 it in credit for future reference by the security forces in
24 the North.

25
26 137 Q. MR. DILLON: Now, yesterday, the following exchange
27 occurred between yourself and the Chairman: The Chairman
28 said: *"Did you account for your movements to your superior*
29 *officer?"* In other words, did you account for where you
30 were on the night that --

1 A. No, I didn't, no.

2 138 Q. No, no, that was the question that the Chairman put to you,
3 and your answer was: *"No, because if you see my report" -*
4 *and that is a précis of your report - "my report supercedes*
5 *everything. And I was asked where I was that night, I was*
6 *attempting to save a man's life."*

7 A. Yes.

8 139 Q. Is that in the report?

9 A. No, well that was my belief, that McAnulty was still alive,
10 he was being moved around from one location to the next.
11 It's not necessary to discharge everything. A detective
12 doesn't divulge everything, even to his employers. He has
13 to keep a certain amount in reserve so that developments
14 may accrue from what he learns and he just updates his
15 superiors as the situation develops, you know.

16 140 Q. So, you believe that you were entitled to sit on
17 information that you have gathered, is that right?

18 A. Yes, to develop it to its full potential.

19 141 Q. Well, at what point do you have an obligation to share
20 information with your colleagues or your superiors or to
21 put it on record?

22 A. Oh, the first opportunity when I feel that I can get no
23 more or that it can't be developed to its full potential or
24 its full potential. You don't always get the full story.
25 You are endeavouring to add to it with each fleeting day
26 that comes, and you are moving around in that circle, quite
27 unsavoury, I might add, the people that you would have to
28 go to. It's not exactly the most admirable company you'd
29 have to keep in order to try to extract information. But
30 there again, that is the type of work that I was involved

1 in.

2 142 Q. So, there is no requirement, just to be absolutely clear on
3 this, for you to keep your superiors, your colleagues,
4 up-to-date with day-to-day developments?

5 A. Well, no, I was acting -- I had full upper -- I had full
6 authority, when Mr. Fitzgerald and Mr. Ainsworth, to
7 operate there on a full -- and that -- my CV was so broad
8 that that was on the condition that Noel Conroy, who was
9 Commissioner in charge of Crime and Security, that when he
10 came down to me and said to me, "I want you to come to work
11 for me and you can continue to live in Dundalk," and that
12 is when he gave me the first job he gave me, was to mediate
13 in the Biet paintings, which I did, I had a number of
14 meetings in the successful restoration or the recovery of
15 the Biet paintings, and that was the condition, that he
16 wanted me to go to work for him on a daily basis, and to
17 work *ad hoc* any hour, 24/7. It didn't matter to me because
18 I didn't, I didn't equate working hours to any particular
19 time, and I worked as the opportunity arose, and if it was
20 a case that any situation had to be developed, I left no
21 stone unturned to see that that would be brought to
22 fruition.

23 143 Q. Yes. You see, but this occurred in 1989, and whatever
24 authority you got from Joe Ainsworth or Michael Fitzgerald,
25 both of those had departed the scene, isn't that right, for
26 one reason or another?

27 A. Yes.

28 144 Q. So you believe that you still had the authority that had
29 been given to you?

30 A. Yes.

1 145 Q. Which meant that you could go contrary to your superiors in
2 Dundalk?

3 A. I wouldn't say contrary.

4 146 Q. Or keep them in the dark?

5 A. I wouldn't say that, but I operated as before, you know.

6

7 CHAIRMAN: Would you not even have to tell them next day
8 where you were?

9 A. I would, yeah, but nobody asked me. I wasn't asked the
10 next day where I was. I was out the whole night, and the
11 first thing I had to do was go home to my bed and get a
12 rest. I had been working that time, I think, on a 14-,
13 16-hour day, you know.

14

15 147 Q. MR. DILLON: Now, do you remember when you started duty,
16 was it -- I think it was in the evening, was it 6 o'clock
17 in the evening you started duty?

18 A. I wouldn't -- I couldn't remember, that was 25 years ago.

19

20 MR. O'CALLAGHAN: I think in fairness to Mr. Dillon, that
21 evidence was given on Day 30 by Detective Sergeant John
22 Nolan, and he said that on 17 July, 1989, Mr. Corrigan came
23 on duty from 10 p.m. to 6 a.m.. And it's also relevant,
24 Chairman, to something I established from *The Irish Times*,
25 Mr. McAnulty was kidnapped at 12:20 a.m. on the 17th of
26 July 1989, and his body was found on the morning of the
27 18th of July 1989. Just, it may be of assistance to
28 Mr. Dillon.

29

30 MR. DILLON: The Tribunal is putting facts to the witness,

1 and it -- that is the correct procedure and it shall remain
2 that way, Chairman.

3 148 Q. Now, Mr. Corrigan, when did you become first aware that
4 Mr. McAnulty had been kidnapped? How soon after the event?

5 A. I can't recall, now. I can't recall exactly, now.
6 Sometime within the 24 hours, you know.

7 149 Q. Within 24 hours?

8 A. Yeah. I had been following -- pursuing the thing from the
9 outset of, this threat was ongoing for some time against
10 him, you know, and I was expecting developments, and feared
11 the worst, because that was my -- that was the tone of the
12 message that I'd received, that he was going to be
13 executed, you know.

14 150 Q. Well, now, the question -- your report is not dated?

15 A. Yeah.

16 151 Q. You see what I am coming to, this is why I asked you when
17 did you first become aware that John McAnulty had been
18 kidnapped?

19 A. I don't -- I can't honestly tell you that.

20 152 Q. Do you think it's within 24 hours?

21 A. I should imagine. I don't know, now, I can't honestly say.

22 153 Q. You see, an investigation team was established at 9:30 the
23 following morning?

24 A. Yes.

25 154 Q. John Nolan and, I think, Superintendent Tierney?

26 A. Yes.

27 155 Q. So, at that point, word would have been out, and that was
28 well within the 24 hours?

29 A. Yes.

30 156 Q. So --

1 A. I didn't say at any stage now that I was -- I never
2 indicated to you, Mr. Chairman, that it was from a Garda
3 source. I believe it was elsewhere in the pursuance of my
4 inquiries, because my information was that his life span
5 was limited; that they had decided --

6 157 Q. I am addressing what you have told the Chairman, which is
7 that you became aware 24 hours later?

8 A. Well, I don't know. I said --

9

10 MR. O'CALLAGHAN: He said within 24 hours.

11

12 A. I said within 24 hours.

13 158 Q. MR. DILLON: Within 24 hours?

14 A. I said within 24 hours.

15 159 Q. All right.

16 A. You are holding me to specific words.

17 160 Q. And I am not suggesting --

18 A. I am endeavouring to do my best, Mr. Dillon, but I can only
19 do my best.

20 161 Q. I am sure the Chairman is glad to hear that. Now, you
21 think it wasn't from a Garda source that you heard --

22 A. I am only saying, it may not. As I told you, I was in
23 contact with individuals, which would be -- might be
24 considered unsavory elements or whatnot, less desirable,
25 but then again, I had a less than desirable duty to
26 investigate what I was investigating with great urgency at
27 that time, because I believed that every hour that I could
28 spend in trying to save his life, they were moving him in
29 the Hackballscross/south Armagh area, moving him around.

30 162 Q. You see, surely it's important to recall these matters in

1 the event that the perpetrators are captured, caught,
2 prosecuted?

3 A. Oh, yes.

4 163 Q. You'd need to have contemporaneous notes in order to write
5 up a statement, isn't that right?

6 A. Mr. Dillon, my immediate concern at this point in time was
7 the saving of a man's life and the writing up of notes was
8 way down my list of priorities.

9 164 Q. I am not suggesting you should do it there and then?

10 A. Yes.

11 165 Q. There came a point when you could have sat down, surely,
12 and written out exactly what you were doing, trying to find
13 this man and save his life, in the event that there might
14 have been a prosecution?

15 A. I mean, in hindsight I suppose we could have done a lot of
16 things differently. My chief object was to try to save the
17 man's life because I knew it was in immediate danger. And
18 I felt a great onus on me to try and save his life.

19 166 Q. Now, what were your sources for that document, do you know?

20 A. Oh, I don't divulge sources.

21 167 Q. Well, is it possible that you got some of that information
22 from Garda files?

23 A. No, no, no.

24 168 Q. No?

25 A. No. No, that is a very -- what makes you make that -- did
26 you acquire information from a Garda file to suggest that I
27 was poaching from Garda files? I am well capable of
28 assessing or gathering my own information. I think my
29 record will show that -- my record of gathering
30 intelligence was on par with any other member of the force.

1 169 Q. Right. Where did that document go? Where did that C77 go?

2 A. How do you mean?

3 170 Q. Who did you send it to?

4 A. Oh, to the usual, Garda Headquarters.

5 171 Q. And is a copy kept in the station?

6 A. Oh, yes, yes.

7 172 Q. And did you share that copy with any of your colleagues?

8 A. No, no, I wouldn't have to.

9 173 Q. Why not?

10 A. That is not the way the system works.

11 174 Q. But you have information which could be fed into the
12 investigation?

13 A. No, but you send a copy to the Chief Superintendent and one
14 to the Commissioner, but I'd gone up to the Commissioner,
15 and I don't know who it was at the time, but I brought them
16 up to date in a verbal context.

17 175 Q. When you say "Chief Superintendent," are you referring to
18 Dundalk or Dublin?

19 A. Drogheda.

20 176 Q. Oh, Drogheda, sorry. Very well. Because a report written
21 by Dan Prenty in November of 1989 doesn't refer to your
22 C77?

23 A. Yeah.

24 177 Q. How can -- if there is a copy which is part of the Garda
25 papers, did he overlook it?

26

27 MR. McGUINNESS: Chairman, I think, factually, that is
28 incorrect. I have seen Inspector Prenty's report and it
29 does refer to Garda information and it appears to be
30 referring, clearly, to the contents of Mr. Corrigan's C77.

1

2

MR. DILLON: There is an assumption being made, and it's only Mr. Corrigan who can satisfy you on that point and that is the point that I am trying to drive at now.

5

6

MR. O'CALLAGHAN: If he is going to be asked a question about a document generated by Mr. Prenty, that document should be produced to the witness if he is trying to be fair to the witness.

7

8

9

10

11

MR. DILLON: I have no difficulty with that, but I don't have the paper.

12

13

14

CHAIRMAN: Is there anything you want to say, Mr. Durack, before Mr. Dillon continues?

15

16

17

MR. DILLON: The position is that Mr. Corrigan has asked for sight of the document -- or, sorry, it's been suggested that Mr. Corrigan should have sight of the document. It's not in our giving as matters stand at the moment.

18

19

20

21

22

MR. O'CALLAGHAN: Just if we could go back to the question, I think the question was that Mr. Prenty's report didn't refer in any way to Mr. Corrigan's C77. Now, that is a matter, surely, that can be factually determined between the guards and your counsel, Chairman, at this stage. It's either right or it's wrong.

23

24

25

26

27

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29

MR. McGUINNESS: The position is, Chairman, that the C77 was sent to Crime and Security, and it was sent back by

30

1 telex to the Chief Superintendent's office in Dundalk. And
2 Mr. Prenty's report is -- obviously, Mr. Dillon is
3 referring to a report in November, which is sometime later.

4

5 MR. DILLON: That's right, yes.

6

7 MR. McGUINNESS: And there is certainly reference to Garda
8 information, which it may need to be clarified with
9 Inspector Prenty, what he was intending to refer to.

10

11 MR. DILLON: Inspector Prenty, indeed, and Inspector
12 Prenty, I believe, will be here with us on Friday, but
13 also, indeed, Mr. Corrigan, because, after all, he might be
14 in a position to throw light on the matter, but, really,
15 it's a matter for evidence by witnesses rather than, if I
16 may say so, submission by counsel.

17

18 MR. O'CALLAGHAN: How is Mr. Corrigan supposed to know what
19 is in Mr. Prenty's report?

20

21 MR. DILLON: I am not disputing what Mr. O'Callaghan says.
22 I don't have it. I don't have it, that is my problem.

23

24 MR. O'CALLAGHAN: Even if you did have it, I don't see
25 how -- it's either in Mr. Prenty's report or it's not.
26 Mr. Corrigan doesn't know that. And it's a matter for
27 somebody to read it and for Mr. Prenty to tell us.

28

29 MR. DILLON: I think what might be possible: if
30 Mr. Corrigan could see Mr. Prenty's report, he might be in

1 a position to identify passages which may well be passages
2 that were in his original unedited report, if you follow
3 me, because that is -- that is but a précis.

4

5 CHAIRMAN: Yes.

6

7 MR. DILLON: I think, Chairman, given the hour, we are not
8 going to make much more progress today.

9

10 MR. O'CALLAGHAN: I didn't want to interrupt Mr. Dillon,
11 but I am trying to understand the purpose of this
12 cross-examination and criticism of Mr. Corrigan in respect
13 of this C77 he produced. The reason Mr. Corrigan referred
14 to it was because a suggestion had been made that he was
15 missing from work on the night-time of the 17th of July,
16 1989. The reason he wanted to refer to this C77 is that
17 any reasonable interpretation of it would reveal that it's
18 obviously written at a time when Mr. McNulty has been
19 abducted but before he was murdered, and that is why the
20 dates are so important, and that is why he wanted to refer
21 to it, clearly, because it indicates, it's a matter for
22 your interpretation, but he believes it indicates that he
23 was working on that night, trying to locate the whereabouts
24 of Mr. McNulty. That is the purpose and the meaning and
25 that is why the witness referred to it, and although
26 Mr. Dillon may want to undermine it and suggest it's not
27 significant and criticise Mr. Corrigan for drafting it in
28 particular ways, that is the relevance of it.

29

30 MR. DILLON: Now, an interpretation of that document is

1 being offered to you. What is important is what the
2 witness says, that is the first thing. The second thing
3 is, I don't know whether My Friends will be in a position
4 to show this document to Mr. Corrigan today.

5

6 CHAIRMAN: The C77 or --

7

8 MR. DILLON: No, the Dan Prenty report.

9

10 CHAIRMAN: The Dan Prenty report. Well, if the guards have
11 it, I think they should produce it. It's needed.

12

13 MR. O'CALLAGHAN: Chairman, what is the purpose of this?
14 Why are we looking at the printed report when the whole
15 purpose of looking at the C77 is to explain his alleged
16 absence from work on a particular night? Could Mr. Dillon
17 explain to us, what is the relevance of looking at the
18 Prenty report? Maybe I am missing something and I have
19 gone slow, but I can't understand the relevance of that
20 matter to this line of inquiry. Perhaps Mr. Dillon would
21 indicate what is the relevance of it.

22

23 CHAIRMAN: Well, if the Prenty report is there, why can't
24 we see it? And where is it?

25

26 MR. MCGUINNESS: There may be an issue about redacting
27 various names from it. Could I suggest, Chairman, if you
28 rose for five minutes, we could show any relevant portion
29 of the report to Mr. Corrigan so that Mr. --

30

1 CHAIRMAN: I will rise for five minutes and we will see
2 then.

3

4 **THE TRIBUNAL ADJOURNED BRIEFLY AND THEN RESUMED AS FOLLOWS:**

5

6 MR. DILLON: Thank you, Chairman. I wasn't involved in
7 what took place while you rose.

8 178 Q. But, Mr. Corrigan, can I ask you now, you have had an
9 opportunity of looking at the report of Dan Prenty, is that
10 right?

11 A. That's right, yeah.

12 179 Q. And can you tell the Chairman whether there is passages or
13 portions of that report that are reflected in your
14 intelligence report?

15 A. Yes.

16 180 Q. Are you --

17 A. But I am not mentioned in that report.

18 181 Q. I am sorry?

19 A. I am not mentioned in that report.

20 182 Q. That is my point, you see, that is why I asked the
21 question. Can you identify portions of that report that
22 refer back to your --

23 A. Of similar content, yes.

24 183 Q. Yes, that is really the only point I wished to establish.
25 Sorry about that. Mr. Corrigan, could I ask you a
26 question, which is completely -- it's to do with tomorrow.
27 You have had a half day here today. Do you think you can
28 come back tomorrow for a half day?

29 A. No, I feel unable.

30 184 Q. Are you sure about that?

1 A. I am not well at all. In fact, the reason I came here -- I
2 feel it very demanding, and the reason I was anxious to
3 have the matter concluded with as least possible delay, and
4 I find, now, the two days running as being -- I have
5 suffered greatly and I find it now -- I am absolutely
6 exhausted and I find it very demanding to have a full day.

7 185 Q. If you'd prefer, we can stop now?

8 A. Ah, no, it's OK, I will go on to the -- I am very anxious
9 to have the thing finalised, from my point of view, as soon
10 as possible.

11 186 Q. It won't be finalised today, I can assure you.

12 A. Be that as it may. I can't -- I have no jurisdiction over
13 when it is finalised, but I'm only saying I want to be
14 anxious to try and contribute to the expediency with the
15 least possible delay.

16 187 Q. Just on that point, the matter which has been mentioned on
17 the last two occasions, and I am sure it's being attended
18 to, is the question of your accounts. I think your
19 solicitor is attending to that matter, is that right?

20 A. Yes, yes.

21 188 Q. That will govern, in a sense, when your examination is
22 complete, do you understand that?

23 A. Which examination?

24 189 Q. This examination by the Tribunal?

25 A. Oh, yes.

26 190 Q. You will then -- I presume other parties may have points to
27 put to you after that, do you understand that?

28 A. Yes, yes.

29 191 Q. All right. So I think you understand that the sooner we
30 get the accounts, the better?

1 A. Oh, yeah. Well, we are working -- the situation is,
2 Mr. Dillon, I am very anxious to do all in my power, but
3 the banks, they don't -- they don't wish to accede -- like,
4 I have applied the second time, and they debit my account
5 extensively. I furnished all the accounts that I had --
6 they had applied to Headquarters in Belfast, and they don't
7 know -- there is a letter, in fact, there, from the Bank of
8 Ireland, which states they do not wish to go back more than
9 seven years. And the same thing happened with my local
10 branch manager, like, he didn't progress the matter. So I
11 gave my solicitor the name of a second man, whom I am
12 hopeful that will. But there is a serious difficulty
13 because the banks don't want to know, they don't want to go
14 back further than seven years, and that is a policy adopted
15 by all of the banks, and there is not one or other of them,
16 because they were most reluctant, at the initial stages
17 when I asked them, to go back to 1988, and it was with a
18 lot of strong representations that I went to several people
19 within the bank to try and force them to take action. So
20 when they got back to me this time, I got no satisfaction
21 at all and I expressed to them the pressure I was under to
22 satisfy the Tribunal, and unfortunately I have no results,
23 so I felt so exasperated I felt unable to progress the
24 matter further, so I gave the name of a person who is in a
25 regional capacity within the bank, to my solicitor, to see
26 what he could do or what influence he could try and exert
27 to have this matter resolved.

28 192 Q. Yes. That is very helpful, and I am sure your solicitor
29 will attend to the matter.

30 A. Well, hopefully.

1 193 Q. I am sure he will. Now, you are, of course, aware that the
2 Tribunal has a particular interest in Mr. McNulty?

3 A. Yes.

4 194 Q. Which goes beyond the fact that he was kidnapped and
5 murdered by the IRA, isn't that right?

6 A. Yes.

7 195 Q. And do you know the Tribunal has received evidence from two
8 former members of the RUC who were his handlers?

9 A. Yes.

10 196 Q. And the information that they received was to the effect
11 that you were passing on information to the IRA about the
12 movement of security forces whenever you can. Are you
13 aware of those terms?

14 A. Yes. Security forces in Northern Ireland?

15 197 Q. It simply says "security forces," that is all it says.

16 A. Well, security forces, I would assume he is talking about
17 the North of Ireland. What I want to point out,
18 Mr. Chairman: those two men issued that SB50 that we heard
19 so much about, and I was dealing -- I had a close working
20 relationship with their immediate boss, and he received
21 that. And there was wonderment here as to where it went,
22 and after coming to give evidence, they are not coming, you
23 had that difficulty yourself, you saw the SB50, and they
24 weren't coming. So who enticed them or encouraged or
25 cajoled them to come to give evidence? But that as it may,
26 he made a professional assessment when he read that, and
27 knowing -- you see, I don't know what the relationship was
28 between those two men and their immediate boss, who was
29 dealing with me, and which, it would appear now, that he
30 didn't discuss his relationship with me or what I had

1 passed on to him, with them. They realised at a late stage
2 that their information was rather outdated and of little
3 use, and that is why he made the decision, which I
4 emphasise from the word -- from the very start here, that
5 the intelligence, the overall processing of intelligence
6 is -- the important person is the person who receives it
7 and makes a formal decision on its authenticity, its
8 accuracy and what are the reasons for issuing it; like,
9 between members of the force, in particular, they are used
10 for all vexatious and other reasons, and he made a
11 decision - in other words, he had much more up-to-date
12 information. I was keeping him posted, and it was -- their
13 information became quite dated, and, even in its entirety,
14 it was a very general thing that, like, it's what you write
15 about -- like, I was keeping the force, the security
16 forces, up to date, like. He decided, and rightly so, that
17 it was a bit of tittle-tattle and gossip and he made the
18 decision not to forward it on, and hence the reason, we
19 know now, but we didn't know, you know yourself, we all
20 heard so much about this SB50, we thought it was an
21 explosive content. When it came up to the -- to be
22 released here to the Tribunal, we realised how little
23 content, and you must realise that that individual man
24 came, said that I saved his life when I came to Dundalk, to
25 see me. That is the relationship I had with those people.
26 And he came up, and what did he say, Mr. Chairman? He said
27 that "I know Owen Corrigan and will be glad to work with
28 him at any time." So that is all I can say in relation to
29 that matter.

30 198 Q. You see, there is a problem here from the Chairman's point

1 of view, which maybe you can assist him with, and it's
2 this: He didn't go back to the two handlers and say "Scrub
3 that, that is completely wrong."

4 A. Well, I can't account for what he did or didn't do,
5 Mr. Dillon.

6 199 Q. That is precisely -- that is what the Chairman has been
7 told by the two handlers. They were asked did this
8 gentleman, their superior officer, revert to them with his
9 views about you, which, given that he was the superior
10 officer, surely that would have been the end of the matter.

11 A. No, but go back to the thing. As I said, I prefaced my
12 remarks there, I said I don't know what the situation was
13 between him and the two handlers, and, more importantly,
14 what pressure was put on the two handlers to come up here
15 and state what they said, because the initial reaction was
16 they weren't interested whatever in calling, and he must
17 have told them at some stage that he was in possession, and
18 hence the reluctance, and we have only to guess that they
19 have got encouragement, let's say, for the want of a better
20 word, encouragement to come here and give their version of
21 this SB50.

22 200 Q. So, are you -- I mean, clearly, when they say that they
23 received this information and committed it to writing, you
24 accept that that happened?

25 A. Oh, of course, yes.

26 201 Q. Right. So, to that extent, they weren't wrong in their
27 evidence?

28 A. To what extent?

29 202 Q. In other words, you agree that they did receive the
30 information and they did commit it to writing?

1 A. Oh, sure, yes, yes. But, sure, look at it, read it. What
2 is in it? Information that he is keeping the boys of the
3 security forces informed of what is happening. God knows,
4 I had enough to do in Dundalk without checking to see what
5 was happening in the North of Ireland. I think if you read
6 through it and analyse it, it's the greatest load of waffle
7 I have ever heard.

8 203 Q. It's one of a number of allegations which have been made
9 against you, you understand that?

10 A. Oh, numerous, yes, of course. Sure that is all it is, is
11 an allegation, Mr. Dillon, you know. If we follow
12 allegations and rumours, we will be here all year.

13 204 Q. Now, do you know about Mr. McAnulty and his background?

14 A. Yes.

15 205 Q. Can you tell us about his background?

16 A. He was just like so many other guys operating on the
17 border. He was always a very flamboyant, gregarious type
18 of individual. In fact, he was the type of fellow who
19 would frequent pubs and hotels and display evidence of
20 affluence, with the result that he was named 'The Big
21 Note'; in other words, that he wished to display openly if
22 he had -- if he had £500 notes in his possession, everyone
23 in the vicinity where he would be drinking and he would be
24 buying drinks for people, and that. That is the type of
25 person that was operating around the border.

26 206 Q. Do you know what his business was?

27 A. Well, I don't know. Just that he was -- he was a haulier
28 and then he was engaged in smuggling grain and whatever
29 else was the go at the time. Like, and the items, it would
30 go to grain one month and whatever commodity was the

1 flavour of the month next month.

2 207 Q. So, being in the smuggling business, he could certainly rub
3 shoulders with members of the Provisional IRA, is that
4 right?

5 A. Oh, absolutely, and in fact, depend on the Provisional IRA
6 for the protection in a lot of cases.

7 208 Q. Now, the assessment of one of the handlers was as follows:
8 *"We assessed that it was believable, that it was something*
9 *that was probable and therefore should be reported and was*
10 *something that can -- he had no reason to come out of the*
11 *blue and make a remark like that in relation to a serving*
12 *police officer. We made an assessment on how he came about*
13 *it. It was believable and needed reporting and was*
14 *consequently reported."*

15
16 So, this particular handler found the information
17 believable.

18 A. Well, that's his assessment. His immediate boss didn't
19 think -- didn't agree with him.

20 209 Q. Then, we come back to this difficulty that his immediate
21 boss didn't go back to him and tell him to scrub it, that
22 it was all wrong.

23
24 MR. O'CALLAGHAN: Can an SB50 be scrubbed? Since your
25 counsel is putting that to the witness, I am sure he has
26 clarified with the RUC or PSNI, as they are now, that it is
27 possible to scrub an SB50, namely to erase a piece of
28 intelligence that is created. Perhaps Mr. Robinson could
29 assist on that? I would have thought it's highly
30 impossible to do that.

1

2

MR. DILLON: We will deal with that in due course.

3

210 Q. It was put to him: *"I have to suggest to you that you*

4

really didn't give a huge amount of credibility to the SB50

5

that was prepared in June 1985?

6

Answer: I totally disagree with that. I did give it

7

credibility; I believed it at the time and that is the

8

reason why I actually reported it. If I didn't believe it,

9

I would have no reason whatsoever to report it. But I had

10

based it on what I did believe. I gave it some amount of

11

credibility and therefore I thought it should have been

12

reported, and consequently I submitted it to paper."

13

14

So, here you have got a professional officer of the RUC

15

expressing an extremely critical opinion or view or

16

committing to paper a very critical view of a member of the

17

neighbouring police force. You understand that, don't you?

18

And he clearly -- he said, *"I did give it credibility."*

19

A. But, sure, it's nothing only gossip. Did you analyse it,

20

Mr. Dillon? It's total gossip, what he heard. Sure,

21

anyone could say anything about that. How many rumours

22

were said about different people? Like, as I said to you

23

earlier, if we were going to give any attention to rumours,

24

we'd be here a long time. I can't -- his immediate boss

25

assessed it and the SB50, as in the intelligence, C77s, in

26

its entirety, the person receiving it is the most important

27

person who has to make a decision on its integrity, its

28

accuracy and it's value to the ongoing police

29

investigation. And he treated -- what did he treat it? He

30

treated it as rumour. And discarded accordingly. And the

1 unfortunate thing about it is, it didn't come to surface
2 until very late because this -- it has been swirling around
3 this Tribunal since the days of the opening -- the opening
4 days of the Tribunal and nobody has seen it. And when it
5 came, we realised how insignificant it was.

6 211 Q. Well, nonetheless, it does make a very serious allegation,
7 does it not?

8 A. No, it's a rumour, yeah.

9 212 Q. It makes a serious allegation?

10 A. Oh, yes, absolutely, yes.

11 213 Q. Now --

12 A. It's not the first --

13 214 Q. Tell me whether you agree with this: *"Assessing*
14 *intelligence or grading it"* - now this is from page 86 of
15 Day 98 - *"The assessment begins with the individual or the*
16 *source who has provided the information?"*

17 *Answer: Yes."*

18 A. Who is the author of this?

19 215 Q. I am terribly sorry. This is one of the handlers who gave
20 evidence to the Chairman.

21 A. Yes.

22 216 Q. OK? And he was asked to deal with the question of
23 assessing intelligence or grading it.

24 A. Yes.

25 217 Q. And you are familiar with this exercise, aren't you?

26 A. Of course.

27 218 Q. What he says -- it was put to him: *"The assessment begins*
28 *with the individual or the source who has provided the*
29 *information?"* And he said: *"Yes, that's correct, isn't*
30 *it?"*

1 A. That's correct.

2 219 Q. *"And that his or, indeed, her track record in providing*
3 *information is something to be taken into account when*
4 *assessing a particular piece of information that has come*
5 *your way?"*

6 A. Yes.

7 220 Q. He said: *"Yes, that also has to be taken into*
8 *consideration. And the next stage, then, is to go on to*
9 *consider the actual information provided."* Is that a fair
10 point?

11 A. By the assessor now, did he mention the assessor?

12 221 Q. The next is to consider the information provided by the
13 informant?

14 A. Yes, but sure the only person who can do that is the
15 assessor, the person receiving it, who was their immediate
16 boss.

17 222 Q. Well -- I see what you mean, you are talking about the
18 immediate boss?

19 A. Yes.

20 223 Q. It seems that in this, whether this is -- in fact you have
21 raised an interesting point, whether it's unique to this
22 matter or in general within the RUC, it seems that the
23 assessment is carried out -- or at least contributed to by
24 the handler who received the information, which is not the
25 situation that applied here, isn't that right?

26 A. No. But, you see, the situation is, this is difficult
27 circumstances, because this -- their immediate boss was in
28 a relationship, a professional -- enjoyed a professional
29 working relationship with me, and the degree or the level
30 by which we had agreed a joint agreement in relation to

1 these matters, in general, not only this one at all, but he
2 felt that he was in a position to make an assessment on
3 this matter, and the information that he received from me
4 countermanded to a large extent because the professional --
5 the guy, Mr. Chairman, that's making, the assessor that is
6 making that, he would know McAnulty and he would know that
7 any of those people will say anything or do anything to
8 save their own skins, and in other words, as an extension
9 of that, they will say other things that they think will
10 ingratiate themselves with any police force. That is the
11 most common -- like, I have heard more things about the RUC
12 and Garda colleagues in the course of my investigations,
13 but sure if we listen to rumours we will be very busy
14 people.

15 224 Q. So are you suggesting that Mr. McAnulty was trying to
16 ingratiate himself with --

17 A. Oh, absolutely, absolutely, he was caught in a compromising
18 situation. He is one of six men that was arrested, of
19 course he was.

20 225 Q. But did that happen before or after this information was
21 provided --

22 A. I don't know, I am not familiar with the events of matters.

23 226 Q. Well, I will deal with that in due course. I just can't
24 remember off the top of my head, I am sorry about that.

25 *"Question: You go on to consider the actual information*
26 *provided?"*

27 *Answer: Yes, and in considering the information actually*
28 *provided you also take into account the original source, as*
29 *is the case for this document.*

30 *Question: You would take account of the nature of that*

1 *other source?*

2 *Answer: Yes, you would have to."*

3

4 Do you agree with that; you would have to assess the
5 original source of the information, isn't that right?

6 A. How do you mean?

7 227 Q. You would have to assess -- if the information came to the
8 informant and then he relayed it on to his handler, you
9 need to assess the original source, isn't that right?

10 A. Yes, of course, yeah. But, to me, it wasn't hard
11 information, as such. It was what he heard from somebody
12 else. If you read the so-called information, you will see
13 that it's classic gossip.

14 228 Q. But isn't that very often how, if I might put it this way,
15 matters do start, there is a bit of a word here? That is
16 how you, yourself, picked up information; a bit of a word
17 about something, a bit of a rumour, a bit of a gossip. As
18 you said yourself, you didn't go around talking about it
19 until you could build on it and keep going, but you didn't
20 dismiss it as being gossip, did you?

21 A. What you fail to see is their immediate boss had attained
22 such a level of friendship with me and was getting
23 information at such a much higher level than listening --
24 and his information from me superseded what he heard by way
25 of gossip from Mr. McAnulty, and he made his decision on
26 that basis, I would think. Now, I don't know, I can't
27 speak for the man.

28 229 Q. You are speculating there?

29 A. Oh, yes, absolutely.

30 230 Q. You are speculating?

1 A. I am, yes. I am only trying to be helpful to the Chairman
2 or to the Tribunal in general.

3 231 Q. Oh, no, we certainly appreciate that. Now, the second
4 handler on Day 100, page 4, said: *"It was assessed as*
5 *being of medium intelligence, it was believable."*

6
7 So, he certainly was of the view that this was believable
8 information?

9 A. I don't know. Sure, I couldn't comment on that. That is
10 his belief, believable, like. Sure, everything is
11 believable depending on your state of mind, you know.

12 232 Q. Indeed. What was put to the second handler was that
13 amongst the matters that you take into account were the
14 sort of people that he mixed with?

15 A. Yes.

16 233 Q. And what that witness said was that Mr. McAnulty circulated
17 along high-ranking and the lower echelons of the
18 Provisional IRA?

19 A. Yes.

20 234 Q. So that is fairly high up?

21 A. And the Official IRA, because he was originally from
22 Warrenpoint, and that may be one of the remaining centres
23 where the Official IRA has been a stronghold of them for
24 years, you know.

25 235 Q. What was your source for that, that he was a member of the
26 Official IRA?

27 A. From my intelligence. I am only trying to be helpful to
28 assist you. I can't be -- I can't be categorical. I am only
29 trying to assist or assist the Chairman in his -- in his
30 inquiries, and if you ask me a question, I wish to answer

1 it as fairly and as honestly as possible.

2 236 Q. You see, this is the first time we have heard this.

3

4 MR. O'CALLAGHAN: He never said the witness, or
5 Mr. McAnulty, was a member of the Official IRA. Mr. Dillon
6 said to him he would be associated with the Provisional
7 IRA. And Mr. Corrigan answered: Yeah, and the Official
8 IRA, who were strong around Warrenpoint. That is the
9 second time this afternoon, Chairman, your counsel has
10 sought to misrepresent what Mr. Corrigan has said in an
11 answer.

12

13 MR. DILLON: No, no, what was put to Mr. Corrigan was, and
14 it's at the top of page 6 of Day 100: *"He would have
15 circulated, Mr. Chairman, along high-ranking and lower
16 echelons of the Provisional IRA."*

17 237 Q. Isn't that right?

18 A. Yes.

19

20 MR. O'CALLAGHAN: And he said the Official IRA.

21

22 A. And by way of assisting you, in other words to assist you,
23 to give you a more global picture of the overall situation,
24 I added that he was in his earlier years, he was associated
25 with the Provisionals and, like a lot of other officials --

26 238 Q. Sorry, in his earlier years he was associated with?

27 A. The Official IRA.

28 239 Q. Official IRA?

29 A. And then moved over to the Provisionals and others moved
30 over to the INLA. There was a constant intermingling of

1 these organisations between rows and disagreements and what
2 have you. It was a regular and ongoing factor of life in
3 the -- on the border area.

4 240 Q. The second handler was asked: *"Was he a supporter of the*
5 *IRA?*

6 *Answer: He did not give that impression. Gave me the*
7 *impression through the time I knew him, Mr. Chairman, of*
8 *being anti-violence."*

9

10 Did you pick that up in your investigations when you were
11 looking into the kidnapping and murder of Mr. McAnulty?

12 A. Well, no, he wouldn't -- he would be very amenable. Like,
13 he wouldn't be into violence now or anything, as I told
14 you. I think I described his affluent lifestyle and an
15 exhibitionist is the best way to put it; that his stage
16 would be in the local hotel, pulling out a bundle of £500
17 notes, and as a result, he earned the nickname "Big Note".

18 241 Q. And he was somebody who was not paid for his information,
19 do you know that?

20 A. What?

21 242 Q. He wasn't paid for his information?

22 A. I explained that to you, Mr. Dillon, you may not have heard
23 me. I said that that category of people do not accept
24 payment and I -- I specifically stated their behaviour is
25 totally different to the members, the Active Service Unit
26 of the IRA that are running up every week to the North to
27 collect money; that the guys operating on a large scale on
28 the border, they park the benefit in kind until the next --
29 until the next occasion that they are caught in a
30 compromising situation, and they trade that benefit in kind

1 against their situation that they find themselves in.

2 243 Q. Are you telling the Chairman, is that right, that he was in
3 the early days associated with the Official IRA?

4 A. Yes.

5 244 Q. Very well.

6

7 MR. DILLON: I am about to go on to another topic. It's
8 well after 4:00 at this stage, Chairman. I think you have
9 a commitment as well, have you?

10

11 CHAIRMAN: I have. Disregard that totally.

12

13 MR. DILLON: I am in your hands then.

14

15 CHAIRMAN: First of all, what is Mr. Corrigan's position.
16 How do you feel about continuing further?

17 A. I am not in a position now, I feel absolutely down and out
18 and I shouldn't have undertaken -- you see, the situation
19 is, I had intended to come for two hours a day but I
20 realised it was too much, but -- the reason I said four
21 hours was I was hoping to get finished as soon as possible.

22

23 CHAIRMAN: Now, what is -- and you say you don't feel you
24 are fit enough to attend tomorrow?

25 A. No.

26

27 CHAIRMAN: What about Friday?

28 A. I don't know, Friday. What I was going to suggest, I have
29 an appointment in the hospital on Tuesday, and Tuesday, the
30 particular appointment, I can't move or I can't do anything

1 for two 48 hours, that's Wednesday and Thursday is out. I
2 would be available for Friday week, hopefully.

3

4 CHAIRMAN: Well, maybe I am wrong, I thought you are going
5 into hospital for a procedure on Tuesday?

6 A. Tuesday, yes.

7

8 CHAIRMAN: And that will knock you out for Tuesday and
9 Wednesday?

10 A. No, Wednesday and Thursday.

11

12 CHAIRMAN: Really?

13 A. Yeah. But they don't, it's a -- the situation is, they
14 don't -- it's -- they don't encourage; in fact, I can't
15 move from the hospital. I don't know what the assessment
16 is. I am attending two professionals there, and I will see
17 what they have to say. But I am not allowed leave the
18 hospital unaccompanied, and they will make an assessment.
19 I am very anxious to come back here and have this matter --

20

21 CHAIRMAN: I appreciate that. Now, tomorrow you are not
22 fit enough to attend?

23 A. No.

24

25 CHAIRMAN: How about Friday?

26 A. No, well I am just -- I am not in a position now to come
27 for a whole day, I just have to see if I can -- if I can
28 improve my health now. I feel under severe pressure. And
29 in fact, I wasn't going to come today but I was so -- I was
30 so anxious to try and get as many hours completed.

1

2

CHAIRMAN: Yes.

3

A. Because I don't want this thing --

4

5

CHAIRMAN: What is your situation on Monday next week?

6

A. I was hoping to leave it until after I finished my hospital treatment.

7

8

9

CHAIRMAN: Yes.

10

A. So I will be available Friday of next week.

11

12

CHAIRMAN: All right.

13

14

245 Q. MR. DILLON: Mr. Corrigan, even two hours on Monday?

15

A. Well, you see, Mr. Dillon, I want to be helpful and I don't want -- two hours entails the same travelling arrangements as the four hours.

16

17

18

246 Q. That is true.

19

A. So, in other words, to try and maximise and shorten my appearance time here, I was anxious to come for the four hours.

20

21

22

247 Q. We do appreciate your difficulties and we don't mean to make them worse.

23

24

A. If I get a little bit of time off, I will be able to regain my strength. I am under extreme pressure at the minute.

25

26

248 Q. Can the Chairman be confident that you will be here Friday of next week?

27

28

A. Yes, I want to clarify with -- I will see what the professionals -- I am attending two of them in the hospital on Tuesday.

29

30

1 249 Q. OK. Maybe you might, if you wouldn't mind, letting your
2 solicitor know?

3 A. Absolutely. As soon as -- I will contact my solicitor
4 immediately.

5
6 CHAIRMAN: And your solicitor will contact us?

7 A. Absolutely, yeah.

8
9 MR. DILLON: Chairman, that being -- your next sitting --
10 you will in fact have a sitting on Friday at 11:00. It
11 won't involve Mr. Corrigan but it involves other witnesses.

12
13 CHAIRMAN: Very well, then. So I think we will have to
14 leave it then until 11:00 on Friday morning and not sit
15 tomorrow. Thank you.

16
17 THE TRIBUNAL THEN ADJOURNED UNTIL FRIDAY, 22ND OF JUNE,
18 2012, AT 11 A.M.

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29
30

	53:28, 54:7, 54:10, 54:12, 54:13, 54:14	accident [2] - 36:27, 38:24	alive [2] - 47:9, 50:9	54:29, 76:3
'60s [1] - 34:15	24/7 [1] - 51:17	accordance [1] - 29:14	allegation [9] - 17:2, 17:13, 26:7, 30:30, 31:1, 31:2, 67:11, 70:6, 70:9	areas [4] - 3:18, 14:27, 14:30, 28:22
'64 [1] - 18:1	25 [1] - 52:18	according [2] - 23:4, 33:11	allegations [4] - 13:14, 26:20, 67:8, 67:12	argument's [1] - 3:19
'74 [2] - 11:11, 11:14	25% [2] - 4:6, 6:3	accordingly [1] - 69:30	alleged [7] - 27:20, 27:28, 28:9, 31:7, 43:14, 49:2, 60:15	arise [1] - 2:30
'75 [4] - 11:11, 11:14, 16:8, 34:2	26 [1] - 25:27	account [9] - 39:6, 49:28, 49:29, 63:4, 66:4, 71:3, 72:28, 72:30, 74:13	allow [1] - 27:30	arises [1] - 31:7
'76 [2] - 11:11, 11:14	260 [1] - 24:3	accounts [4] - 22:7, 62:18, 62:30, 63:5	allowed [1] - 78:17	Armagh [4] - 14:28, 46:3, 46:11, 54:29
'78 [1] - 11:8	3	accrue [1] - 50:14	alternative [1] - 35:10	arms [1] - 18:24
'87 [3] - 14:24, 15:1, 15:6	3 [2] - 15:19, 16:3	accruing [1] - 44:27	ambition [2] - 40:25, 42:19	Army [4] - 3:30, 4:5, 7:28, 48:21
'88 [8] - 15:6, 15:10, 15:11, 22:17, 22:19, 22:22, 39:9, 39:10	30 [1] - 52:21	accuracy [3] - 15:21, 65:8, 69:28	amenable [1] - 76:12	arose [1] - 51:19
'89 [2] - 22:23, 39:10	39 [1] - 24:2	accurate [1] - 45:2	amount [4] - 44:30, 50:13, 69:4, 69:10	arrangements [1] - 79:16
'alleged' [1] - 42:24	4	acquainted [1] - 9:10	amplification [3] - 2:9, 5:13, 7:4	arrest [1] - 15:8
'Mooch' [1] - 4:21	4 [1] - 74:4	acquire [1] - 55:26	amplify [1] - 19:30	arrested [4] - 46:13, 48:24, 49:4, 72:18
'Others [1] - 24:7	48 [1] - 78:1	Act [1] - 28:9	analyse [2] - 67:6, 69:19	arrived [1] - 15:1
'The [1] - 67:20	499 [1] - 43:12	acting [1] - 51:5	AND [3] - 2:6, 2:25, 61:4	AS [7] - 1:2, 1:5, 2:6, 2:26, 7:1, 7:11, 61:4
'There [1] - 10:5	4:00 [1] - 77:8	action [6] - 3:13, 15:7, 39:17, 39:20, 40:11, 63:19	answer [4] - 9:21, 50:3, 74:30, 75:11	aspect [2] - 16:17, 47:29
1	5	action [6] - 3:13, 15:7, 39:17, 39:20, 40:11, 63:19	answered [1] - 75:7	aspects [1] - 14:5
10 [1] - 52:23	5 [1] - 39:26	Active [1] - 76:25	anti [1] - 76:8	assess [3] - 73:4, 73:7, 73:9
100 [2] - 74:4, 75:14	53 [1] - 12:24	active [1] - 15:10	anti-violence [1] - 76:8	assessed [5] - 42:23, 43:4, 68:8, 69:25, 74:4
11 [2] - 1:1, 80:18	578 [1] - 39:27	actively [1] - 22:2	anticipated [1] - 49:22	assessing [4] - 55:28, 70:13, 70:23, 71:4
11:00 [2] - 80:10, 80:14	6	activities [2] - 42:3, 42:26	anxious [13] - 36:21, 37:18, 45:25, 47:1, 49:10, 49:15, 62:2, 62:8, 62:14, 63:2, 78:19, 78:30, 79:20	assessment [10] - 64:26, 68:7, 68:12, 68:18, 70:15, 70:27, 71:23, 72:2, 78:15, 78:18
12 [1] - 31:18	6 [3] - 52:16, 52:23, 75:14	activity [1] - 14:5	anyway [1] - 9:3	assessor [4] - 71:11, 71:15, 72:5
121 [3] - 36:16, 36:17, 37:1	63 [1] - 8:21	actual [4] - 15:14, 20:19, 71:9, 72:25	apart [1] - 19:3	assist [10] - 12:16, 31:16, 42:17, 47:6, 66:1, 68:29, 74:28, 74:29, 75:22
121A [1] - 45:30	8	ad [1] - 51:17	apologised [2] - 33:26, 36:12	assistance [2] - 44:20, 52:27
122 [1] - 42:2	8 [1] - 26:25	add [3] - 42:13, 50:25, 50:27	appeared [1] - 11:4	Assistant [3] - 30:27, 30:28, 35:11
12:20 [1] - 52:25	86 [1] - 70:14	added [2] - 32:1, 75:24	application [1] - 30:10	assisted [1] - 46:18
132 [2] - 41:30, 42:22	9	addition [2] - 3:1, 28:25	applied [3] - 63:4, 63:6, 71:25	assisting [1] - 75:22
133 [1] - 41:30	9 [1] - 38:26	address [1] - 30:19	appointed [1] - 34:2	associate [1] - 26:14
14 [2] - 31:18, 52:12	94 [1] - 24:2	addressed [2] - 27:15, 45:13	appointing [1] - 34:9	associated [4] - 75:6, 75:24, 75:26, 77:3
16-hour [1] - 52:13	98 [1] - 70:15	addressing [1] - 54:6	appointment [3] - 34:4, 77:29, 77:30	assorted [1] - 42:2
17 [1] - 52:22	9:30 [1] - 53:22	ADJOURNED [4] - 2:6, 6:30, 61:4, 80:17	appreciate [6] - 44:26, 44:27, 74:3, 78:21, 79:22	assume [1] - 64:16
17th [2] - 52:25, 59:15	A	admirable [1] - 50:28	appreciates [1] - 44:29	assumption [1] - 57:2
18th [1] - 52:27	A.M [2] - 1:1, 80:18	adopted [1] - 63:14	apprenticeship [1] - 17:30	assure [1] - 62:11
1971 [2] - 27:21, 28:10	a.m [1] - 52:25	advance [4] - 19:10, 20:13, 21:13, 21:16	approach [2] - 10:15, 17:10	AT [2] - 1:1, 80:18
1974 [1] - 16:8	a.m. [1] - 52:23	advised [2] - 29:2, 29:28	approached [4] - 17:6, 26:27, 46:8, 49:19	atrocities [1] - 15:24
1975 [1] - 34:2	A62 [1] - 29:6	advisers [1] - 30:10	area [4] - 8:2, 15:26,	attacks [1] - 39:29
1978 [1] - 11:12	abducted [3] - 46:3, 47:4, 59:19	affected [1] - 23:4		attained [1] - 73:21
1985 [4] - 19:5, 20:4, 43:13, 69:5	abduction [3] - 42:24, 46:19, 46:20	affluence [1] - 67:20		attempting [1] - 50:6
1987 [1] - 39:28	ability [1] - 35:26	affluent [1] - 76:14		attend [3] - 63:29, 77:24, 78:22
1988 [2] - 26:28, 63:17	able [7] - 1:11, 14:27, 19:29, 19:30, 29:23, 38:7, 79:24	afraid [2] - 6:12, 43:26		attendance [1] - 28:26
1989 [19] - 18:5, 18:10, 21:3, 24:25, 25:23, 26:28, 27:14, 27:22, 30:20, 36:19, 42:2, 42:23, 43:4, 51:23, 52:22, 52:26, 52:27, 56:21, 59:16	absence [1] - 60:16	AFTER [1] - 7:1		attended [1] - 62:17
1st [2] - 25:23, 27:14	absolutely [16] - 17:29, 21:19, 21:23, 33:9, 41:18, 41:29, 51:2, 62:5, 68:5, 70:10, 72:17, 73:29, 77:17, 80:3, 80:7	afternoon [4] - 7:5, 9:30, 15:19, 75:9		attending [3] - 62:19, 78:16, 79:29
2	accede [1] - 63:3	afterwards [2] - 31:27, 33:5		attention [5] - 20:28, 30:15, 30:18, 43:12, 69:23
20 [4] - 12:7, 12:13, 21:20, 31:25	accept [4] - 11:15, 25:29, 66:24, 76:23	agenda [1] - 31:19		authenticity [1] - 65:7
2012 [2] - 1:1, 80:18	accepted [1] - 29:1	aggravate [1] - 1:21		author [1] - 70:18
20TH [1] - 1:1		ago [2] - 20:10, 52:18		Authorisation [1] - 34:9
21 [1] - 27:22		agree [4] - 66:29, 68:19, 70:13, 73:4		authorities [7] - 4:16,
2187 [1] - 29:8		agreed [2] - 35:12, 71:30		
22ND [1] - 80:17		agreement [1] - 71:30		
22nd [1] - 30:19		Ainsworth [3] - 3:2, 51:6, 51:24		
23 [1] - 25:27		air [1] - 39:14		
24 [9] - 53:6, 53:7, 53:20,		alarm [1] - 10:7		

<p>4:30, 28:14, 30:13, 36:24, 40:5, 46:17 authority [3] - 51:6, 51:24, 51:28 available [8] - 7:30, 12:19, 15:4, 34:4, 37:4, 45:6, 78:2, 79:10 avenues [1] - 8:3 average [2] - 13:23, 31:25 aware [14] - 4:13, 14:7, 14:8, 16:19, 22:1, 26:26, 35:1, 41:16, 47:22, 53:3, 53:17, 54:7, 64:1, 64:13</p>	<p>35:26, 42:21, 54:18, 54:19, 76:15 better [5] - 1:18, 17:13, 42:18, 62:30, 66:19 between [7] - 26:17, 49:27, 57:25, 64:28, 65:9, 66:13, 76:1 beyond [1] - 64:4 Biet [2] - 51:13, 51:15 Big [2] - 67:20, 76:17 big [2] - 21:24, 38:6 bit [9] - 1:7, 1:18, 13:1, 65:17, 73:15, 73:16, 73:17, 79:24 bits [1] - 13:21 Blair [2] - 4:21 blank [1] - 29:8 blown [1] - 11:12 blue [1] - 68:11 Board [1] - 29:17 Bob [2] - 18:16, 21:16 bob [1] - 10:5 body [1] - 52:26 Bohan [4] - 34:5, 34:15, 34:29, 35:30 bomb [4] - 4:22, 4:23, 38:10, 40:2 border [9] - 14:18, 34:20, 34:23, 47:21, 49:12, 67:17, 67:25, 76:3, 76:28 boss [9] - 64:20, 64:28, 68:18, 68:21, 69:24, 71:16, 71:18, 71:27, 73:21 bothered [1] - 35:27 bought [1] - 47:28 BOX [1] - 2:25 Boyle [3] - 23:6, 23:10, 23:15 Boyle's [2] - 23:9, 24:15 boys [1] - 67:2 Branch [8] - 9:6, 14:4, 17:4, 18:30, 28:20, 33:17, 33:30, 35:15 branch [1] - 63:10 breach [6] - 24:30, 25:13, 27:12, 27:20, 27:28, 27:29 breaches [1] - 28:9 break [1] - 14:11 breathing [1] - 1:19 Breen [5] - 18:16, 21:15, 37:13, 43:6, 46:24 Brian [7] - 9:4, 9:10, 9:21, 14:1, 16:15, 16:28, 17:3 briefed [1] - 30:4 briefing [1] - 16:10 BRIEFLY [1] - 61:4 bring [3] - 7:25, 34:19, 44:2 bringing [1] - 34:26 British [8] - 3:23, 3:30, 4:5, 4:9, 4:30, 7:27, 14:9, 48:21 broad [1] - 51:7 brought [5] - 24:26, 30:17, 34:8, 51:21,</p>	<p>56:15 Buchanan [6] - 18:16, 21:16, 34:23, 37:14, 43:6, 46:24 Buchanan's [4] - 36:20, 37:9, 37:17, 38:20 Buchanan/Breen [1] - 42:4 build [1] - 73:19 bundle [1] - 76:16 business [7] - 12:2, 12:3, 12:4, 12:11, 15:25, 67:26, 68:2 busy [1] - 72:13 buying [1] - 67:24 BY [3] - 1:4, 2:26, 7:10 Byrne [1] - 3:3 byways [1] - 11:22</p>	<p>CHAIRMAN [55] - 2:4, 2:13, 2:19, 2:23, 5:20, 6:15, 6:22, 6:27, 7:3, 12:1, 12:6, 20:19, 20:22, 20:26, 35:7, 35:20, 35:23, 37:8, 37:13, 37:17, 37:24, 37:27, 37:29, 38:2, 38:16, 38:20, 38:23, 39:24, 43:22, 44:4, 44:15, 44:24, 48:12, 52:7, 57:14, 59:5, 60:6, 60:10, 60:23, 61:1, 77:11, 77:15, 77:23, 77:27, 78:4, 78:8, 78:12, 78:21, 78:25, 79:2, 79:5, 79:9, 79:12, 80:6, 80:13 Chairman [79] - 1:7, 1:28, 3:1, 3:5, 3:12, 4:6, 6:12, 6:25, 7:8, 7:13, 8:17, 8:20, 8:23, 11:25, 11:28, 12:18, 13:20, 14:11, 14:24, 16:8, 16:15, 17:16, 19:16, 20:9, 21:4, 21:11, 22:4, 23:2, 23:12, 23:23, 24:17, 25:24, 26:24, 27:3, 30:24, 31:10, 36:7, 38:4, 39:4, 40:26, 41:10, 42:17, 42:20, 44:18, 44:20, 44:22, 47:1, 47:6, 48:16, 49:27, 50:2, 52:24, 53:2, 54:2, 54:6, 54:20, 56:27, 57:26, 57:29, 59:7, 60:13, 60:27, 61:6, 61:12, 64:18, 65:26, 66:6, 70:20, 72:5, 74:1, 74:29, 75:9, 75:15, 76:7, 77:2, 77:8, 79:26, 80:9 Chairman's [1] - 65:30 chance [1] - 39:3 changed [2] - 28:30, 29:16 charade [1] - 27:30 charge [12] - 28:20, 28:24, 33:12, 33:13, 33:20, 33:22, 33:24, 34:10, 46:15, 48:24, 49:6, 51:9 check [1] - 38:8 checkered [1] - 48:7 checking [1] - 67:4 Chief [11] - 27:15, 30:29, 31:6, 32:17, 34:4, 34:5, 37:13, 43:5, 56:13, 56:17, 58:1 chief [1] - 55:16 Chris [2] - 8:11, 9:17 Christmas [6] - 15:11, 22:15, 22:16, 22:17, 22:19, 22:22 circle [1] - 50:26 circulated [2] - 74:16, 75:15 circulating [2] - 39:7,</p>	<p>39:15 circumstances [5] - 1:21, 11:17, 42:20, 43:26, 71:27 claimed [1] - 4:24 claiming [2] - 5:7, 49:1 clarified [1] - 20:2 clarified [3] - 12:15, 58:8, 68:26 clarify [1] - 79:28 class [1] - 4:2 classic [2] - 4:19, 73:13 clear [5] - 10:20, 11:28, 17:8, 23:22, 51:2 clearly [7] - 19:13, 29:6, 42:15, 56:30, 59:21, 66:22, 69:18 clerk [1] - 34:11 close [6] - 6:12, 9:12, 16:29, 48:4, 64:19 closely [1] - 46:26 coerced [1] - 36:8 colleague [1] - 34:14 colleagues [5] - 24:15, 50:20, 51:3, 56:7, 72:12 collect [1] - 76:27 collecting [1] - 14:19 collectively [1] - 23:20 collusion [1] - 26:8 colour [1] - 32:5 coming [9] - 6:12, 26:26, 34:22, 35:24, 53:16, 64:22, 64:24 command [1] - 15:4 commander [2] - 42:3, 46:19 commanders [1] - 39:30 commenced [1] - 15:5 comment [2] - 8:20, 74:9 comments [1] - 27:4 Commissioner [9] - 18:5, 30:14, 30:28, 30:29, 35:12, 41:6, 51:9, 56:14 commit [1] - 66:30 commitment [1] - 77:9 committed [1] - 66:23 committing [1] - 69:16 commodity [2] - 4:3, 67:30 common [4] - 31:24, 32:2, 40:25, 72:11 company [5] - 46:7, 46:9, 46:12, 46:23, 50:28 compelled [1] - 34:1 complete [3] - 31:13, 33:2, 62:22 completed [1] - 78:30 completely [4] - 10:12, 44:19, 61:26, 66:3 compromising [3] - 48:27, 72:17, 76:30 concentrated [1] - 35:26 concern [1] - 55:6 concerned [1] - 29:30 concerning [1] - 43:14 concerns [1] - 26:29 concluded [1] - 62:3</p>
B		C		
<p>background [3] - 27:9, 67:13, 67:15 bad [1] - 33:29 Bailieborough [1] - 32:26 balance [1] - 41:27 Bank [1] - 63:7 bank [2] - 63:19, 63:25 banks [3] - 63:3, 63:13, 63:15 bargaining [1] - 48:22 base [5] - 3:3, 3:6, 3:8, 17:19, 18:4 based [1] - 69:10 basis [5] - 13:5, 14:16, 41:15, 51:16, 73:26 bathroom [1] - 10:30 BCL [1] - 30:18 BE [3] - 1:4, 2:26, 7:10 bear [7] - 1:8, 5:17, 11:9, 17:22, 19:12, 23:21, 45:6 bearing [1] - 42:14 became [3] - 41:15, 54:7, 65:13 become [4] - 22:1, 47:22, 53:3, 53:17 becoming [1] - 17:9 bed [1] - 52:11 befallen [1] - 5:1 beg [1] - 41:30 began [1] - 10:7 begins [2] - 70:15, 70:27 behalf [2] - 28:14, 43:16 behave [1] - 32:10 behaviour [6] - 29:29, 30:4, 32:13, 36:13, 48:15, 76:24 behind [2] - 15:26, 31:12 Belfast [1] - 63:6 belief [4] - 47:8, 47:12, 50:9, 74:10 believable [7] - 68:8, 68:13, 68:17, 74:5, 74:7, 74:10, 74:11 believes [1] - 59:22 bell [1] - 15:27 bells [1] - 10:7 Ben [1] - 23:30 benefit [3] - 40:24, 76:28, 76:30 best [7] - 1:23, 13:18,</p>	<p>blown [1] - 11:12 blue [1] - 68:11 Board [1] - 29:17 Bob [2] - 18:16, 21:16 bob [1] - 10:5 body [1] - 52:26 Bohan [4] - 34:5, 34:15, 34:29, 35:30 bomb [4] - 4:22, 4:23, 38:10, 40:2 border [9] - 14:18, 34:20, 34:23, 47:21, 49:12, 67:17, 67:25, 76:3, 76:28 boss [9] - 64:20, 64:28, 68:18, 68:21, 69:24, 71:16, 71:18, 71:27, 73:21 bothered [1] - 35:27 bought [1] - 47:28 BOX [1] - 2:25 Boyle [3] - 23:6, 23:10, 23:15 Boyle's [2] - 23:9, 24:15 boys [1] - 67:2 Branch [8] - 9:6, 14:4, 17:4, 18:30, 28:20, 33:17, 33:30, 35:15 branch [1] - 63:10 breach [6] - 24:30, 25:13, 27:12, 27:20, 27:28, 27:29 breaches [1] - 28:9 break [1] - 14:11 breathing [1] - 1:19 Breen [5] - 18:16, 21:15, 37:13, 43:6, 46:24 Brian [7] - 9:4, 9:10, 9:21, 14:1, 16:15, 16:28, 17:3 briefed [1] - 30:4 briefing [1] - 16:10 BRIEFLY [1] - 61:4 bring [3] - 7:25, 34:19, 44:2 bringing [1] - 34:26 British [8] - 3:23, 3:30, 4:5, 4:9, 4:30, 7:27, 14:9, 48:21 broad [1] - 51:7 brought [5] - 24:26, 30:17, 34:8, 51:21,</p>	<p>C77 [12] - 40:6, 46:30, 47:1, 56:1, 56:22, 56:30, 57:24, 57:29, 59:13, 59:16, 60:6, 60:15 C77s [2] - 22:5, 69:25 cajoled [1] - 64:25 campaign [2] - 32:15, 35:2 cannot [1] - 33:11 capable [1] - 55:27 capacity [1] - 63:25 caption [1] - 28:12 captured [1] - 55:1 car [12] - 25:9, 29:12, 31:25, 32:3, 32:5, 32:7, 33:3, 33:12, 33:21, 34:27, 38:11 card [11] - 10:4, 11:2, 11:30, 12:2, 12:3, 12:4, 12:20, 12:21, 12:22 cards [4] - 11:3, 12:11, 12:13, 26:11 carried [5] - 19:2, 22:27, 29:19, 43:16, 71:23 carry [4] - 1:23, 2:10, 5:13, 33:4 carrying [2] - 18:21, 33:6 case [8] - 9:13, 12:10, 24:14, 29:6, 29:10, 29:29, 51:20, 72:29 cases [1] - 68:6 categoric [1] - 74:28 categorically [1] - 11:15 category [1] - 76:23 caught [6] - 48:19, 48:21, 48:27, 55:1, 72:17, 76:29 caused [1] - 29:15 cease [1] - 21:6 centres [1] - 74:22 certain [3] - 20:27, 24:30, 50:13 certainly [13] - 1:21, 9:13, 11:11, 12:7, 23:27, 26:21, 28:4, 44:1, 44:7, 58:7, 68:2, 74:3, 74:7</p>	<p>Chairman [79] - 1:7, 1:28, 3:1, 3:5, 3:12, 4:6, 6:12, 6:25, 7:8, 7:13, 8:17, 8:20, 8:23, 11:25, 11:28, 12:18, 13:20, 14:11, 14:24, 16:8, 16:15, 17:16, 19:16, 20:9, 21:4, 21:11, 22:4, 23:2, 23:12, 23:23, 24:17, 25:24, 26:24, 27:3, 30:24, 31:10, 36:7, 38:4, 39:4, 40:26, 41:10, 42:17, 42:20, 44:18, 44:20, 44:22, 47:1, 47:6, 48:16, 49:27, 50:2, 52:24, 53:2, 54:2, 54:6, 54:20, 56:27, 57:26, 57:29, 59:7, 60:13, 60:27, 61:6, 61:12, 64:18, 65:26, 66:6, 70:20, 72:5, 74:1, 74:29, 75:9, 75:15, 76:7, 77:2, 77:8, 79:26, 80:9 Chairman's [1] - 65:30 chance [1] - 39:3 changed [2] - 28:30, 29:16 charade [1] - 27:30 charge [12] - 28:20, 28:24, 33:12, 33:13, 33:20, 33:22, 33:24, 34:10, 46:15, 48:24, 49:6, 51:9 check [1] - 38:8 checkered [1] - 48:7 checking [1] - 67:4 Chief [11] - 27:15, 30:29, 31:6, 32:17, 34:4, 34:5, 37:13, 43:5, 56:13, 56:17, 58:1 chief [1] - 55:16 Chris [2] - 8:11, 9:17 Christmas [6] - 15:11, 22:15, 22:16, 22:17, 22:19, 22:22 circle [1] - 50:26 circulated [2] - 74:16, 75:15 circulating [2] - 39:7,</p>	<p>39:15 circumstances [5] - 1:21, 11:17, 42:20, 43:26, 71:27 claimed [1] - 4:24 claiming [2] - 5:7, 49:1 clarified [1] - 20:2 clarified [3] - 12:15, 58:8, 68:26 clarify [1] - 79:28 class [1] - 4:2 classic [2] - 4:19, 73:13 clear [5] - 10:20, 11:28, 17:8, 23:22, 51:2 clearly [7] - 19:13, 29:6, 42:15, 56:30, 59:21, 66:22, 69:18 clerk [1] - 34:11 close [6] - 6:12, 9:12, 16:29, 48:4, 64:19 closely [1] - 46:26 coerced [1] - 36:8 colleague [1] - 34:14 colleagues [5] - 24:15, 50:20, 51:3, 56:7, 72:12 collect [1] - 76:27 collecting [1] - 14:19 collectively [1] - 23:20 collusion [1] - 26:8 colour [1] - 32:5 coming [9] - 6:12, 26:26, 34:22, 35:24, 53:16, 64:22, 64:24 command [1] - 15:4 commander [2] - 42:3, 46:19 commanders [1] - 39:30 commenced [1] - 15:5 comment [2] - 8:20, 74:9 comments [1] - 27:4 Commissioner [9] - 18:5, 30:14, 30:28, 30:29, 35:12, 41:6, 51:9, 56:14 commit [1] - 66:30 commitment [1] - 77:9 committed [1] - 66:23 committing [1] - 69:16 commodity [2] - 4:3, 67:30 common [4] - 31:24, 32:2, 40:25, 72:11 company [5] - 46:7, 46:9, 46:12, 46:23, 50:28 compelled [1] - 34:1 complete [3] - 31:13, 33:2, 62:22 completed [1] - 78:30 completely [4] - 10:12, 44:19, 61:26, 66:3 compromising [3] - 48:27, 72:17, 76:30 concentrated [1] - 35:26 concern [1] - 55:6 concerned [1] - 29:30 concerning [1] - 43:14 concerns [1] - 26:29 concluded [1] - 62:3</p>

<p>conclusions [1] - 11:26 condition [2] - 51:8, 51:15 conduct [1] - 13:15 conducted [1] - 27:16 confidences [1] - 13:4 confident [1] - 79:26 confirm [2] - 15:20, 15:29 confirmed [2] - 3:1, 16:3 confronted [1] - 15:1 congregating [1] - 5:4 connection [1] - 27:6 Connolly [16] - 24:8, 24:10, 24:19, 24:20, 25:26, 26:24, 29:5, 29:23, 31:2, 31:14, 31:18, 32:6, 32:29, 33:15, 33:18, 33:27 Conroy [2] - 35:11, 51:8 consequence [1] - 19:25 consequently [2] - 68:14, 69:12 consider [3] - 71:9, 71:12, 72:25 considerable [5] - 21:4, 21:7, 21:18, 22:8, 22:28 consideration [1] - 71:8 considered [5] - 3:24, 10:10, 13:25, 30:3, 54:24 considering [2] - 17:19, 72:27 Considine [1] - 32:26 consisted [1] - 32:17 constant [1] - 75:30 contact [6] - 15:17, 40:30, 41:1, 54:23, 80:3, 80:6 contacted [1] - 4:20 contacting [1] - 39:1 contacts [3] - 15:30, 39:1, 41:9 contemporaneous [1] - 55:4 content [3] - 61:23, 65:21, 65:23 contents [1] - 56:30 context [8] - 8:11, 12:30, 13:1, 13:11, 16:14, 25:21, 25:26, 56:16 continuation [1] - 32:13 continue [4] - 1:11, 1:13, 1:17, 51:11 CONTINUED [3] - 1:4, 7:1, 7:10 continues [1] - 57:15 CONTINUES [1] - 2:25 continuing [1] - 77:16 contrary [3] - 44:2, 52:1, 52:3 contravening [1] - 48:20 contribute [1] - 62:14 contributed [1] - 71:23 control [3] - 7:26, 14:6, 40:1 conveniently [1] - 8:10 conversation [1] - 13:13 convey [1] - 41:8</p>	<p>conveyed [1] - 40:13 copies [2] - 45:5, 45:8 copy [9] - 29:5, 30:14, 30:28, 45:27, 56:5, 56:7, 56:13, 56:24 correct [8] - 3:3, 25:10, 27:7, 28:21, 40:28, 53:1, 70:29, 71:1 correspondence [1] - 44:30 CORRIGAN [3] - 1:4, 2:25, 7:10 Corrigan [46] - 1:9, 1:30, 2:28, 5:12, 6:24, 9:7, 9:20, 9:22, 10:1, 10:14, 11:22, 11:24, 13:9, 13:10, 13:11, 16:27, 23:22, 26:5, 27:21, 42:25, 43:7, 43:13, 44:10, 45:25, 52:22, 53:3, 57:3, 57:17, 57:19, 58:13, 58:18, 58:26, 58:30, 59:12, 59:13, 59:27, 60:4, 60:29, 61:8, 61:25, 65:27, 75:7, 75:10, 75:13, 79:14, 80:11 Corrigan's [6] - 24:2, 24:8, 24:11, 56:30, 57:24, 77:15 counsel [5] - 24:19, 57:26, 58:16, 68:25, 75:9 Counsel [1] - 30:3 countermanded [1] - 72:4 counties [1] - 4:22 country [4] - 19:1, 35:16, 35:17, 48:6 county [1] - 4:26 couple [2] - 47:20, 48:17 course [23] - 9:30, 12:22, 28:13, 28:29, 29:4, 29:28, 31:30, 32:4, 32:12, 38:9, 40:11, 41:9, 42:14, 43:2, 64:1, 66:25, 67:10, 69:2, 70:26, 72:12, 72:19, 72:23, 73:10 Court [2] - 7:3, 36:4 Courtney [1] - 18:29 covered [1] - 32:12 covering [2] - 21:21 crack [1] - 14:28 cream [1] - 4:12 created [1] - 68:28 creating [1] - 14:13 credibility [4] - 69:4, 69:7, 69:11, 69:18 credit [2] - 48:25, 49:23 Crime [2] - 51:9, 57:30 criminal [1] - 30:5 critical [2] - 69:15, 69:16 criticise [1] - 59:27 criticism [1] - 59:12 cross [1] - 59:12 cross-examination [1] - 59:12</p>	<p>crossed [2] - 26:15, 26:21 Crowley [3] - 3:2, 17:23, 17:29 Crutchley [3] - 8:30, 9:21, 9:23 culprits [1] - 46:27 CUMMINS [2] - 45:15, 45:21 custody [1] - 46:15 Customs [1] - 49:5 CV [1] - 51:7</p> <p style="text-align: center;">D</p> <p>D/Garda [2] - 29:12, 31:3 D/Sergeant [5] - 27:21, 28:18, 28:29, 30:30, 43:13 D/Superintendent [2] - 29:4, 31:2 daily [1] - 51:16 damage [2] - 11:23, 29:15 Dan [4] - 56:21, 60:8, 60:10, 61:9 danger [7] - 19:6, 19:13, 20:5, 34:25, 41:3, 41:24, 55:17 dark [1] - 52:4 date [8] - 15:15, 22:19, 31:22, 44:11, 51:4, 56:16, 65:11, 65:16 dated [6] - 27:14, 47:10, 47:13, 53:14, 65:13 dates [3] - 33:3, 47:24, 59:20 dating [1] - 39:27 day-to-day [2] - 22:2, 51:4 days [5] - 13:23, 62:4, 70:3, 70:4, 77:3 deal [8] - 11:25, 25:4, 36:16, 45:26, 45:27, 69:2, 70:22, 72:23 dealing [6] - 3:10, 4:11, 12:24, 13:22, 64:19, 64:29 debit [1] - 63:4 deceased [1] - 9:5 December [2] - 25:23, 27:14 decent [1] - 34:24 decide [1] - 3:11 decided [2] - 54:5, 65:16 decision [9] - 31:11, 46:5, 47:17, 65:3, 65:7, 65:11, 65:18, 69:27, 73:25 Defendant [1] - 28:12 defined [1] - 28:22 degree [1] - 71:29 delay [3] - 3:17, 62:3, 62:15 delicate [1] - 47:30 delighted [1] - 28:4 deluge [1] - 41:13 demanding [2] - 62:2, 62:6 departed [1] - 51:25</p>	<p>Department [1] - 3:20 departments [1] - 3:18 describe [2] - 27:28, 48:7 described [2] - 9:7, 76:14 description [1] - 31:7 desirable [2] - 54:24, 54:25 despite [1] - 49:6 detailed [2] - 39:30, 42:2 detailing [1] - 39:28 details [1] - 28:22 detection [1] - 18:14 Detective [12] - 18:30, 21:3, 28:19, 28:20, 32:30, 33:17, 33:29, 34:9, 35:15, 36:8, 42:24, 52:21 detective [2] - 18:3, 50:11 determined [1] - 57:25 detonation [1] - 4:22 develop [1] - 50:18 developed [2] - 50:23, 51:20 developments [3] - 50:13, 51:4, 53:10 develops [1] - 50:15 difference [1] - 26:17 different [5] - 3:18, 3:22, 48:30, 69:22, 76:25 differently [2] - 48:19, 55:16 difficult [5] - 3:29, 19:20, 42:20, 45:1, 71:26 difficulties [6] - 1:19, 2:9, 44:26, 44:28, 47:30, 79:22 difficulty [6] - 2:15, 44:29, 57:11, 63:12, 64:23, 68:20 DILLON [48] - 1:4, 1:7, 1:28, 2:8, 2:15, 2:21, 2:26, 5:12, 5:17, 5:23, 5:28, 6:12, 6:20, 7:8, 7:10, 7:13, 12:10, 21:2, 24:14, 36:7, 39:26, 44:10, 44:17, 45:4, 45:13, 45:18, 45:23, 49:26, 52:15, 52:30, 54:13, 57:2, 57:11, 57:17, 58:5, 58:11, 58:21, 58:29, 59:7, 59:30, 60:8, 61:6, 69:2, 75:13, 77:7, 77:13, 79:14, 80:9 dILLON [1] - 2:28 Dillon [26] - 19:16, 20:11, 20:26, 25:5, 36:3, 36:13, 43:23, 45:21, 45:24, 52:20, 52:28, 54:18, 55:6, 57:15, 58:2, 59:10, 59:26, 60:16, 60:20, 63:2, 66:5, 67:11, 69:20, 75:5, 76:22, 79:15 direct [5] - 3:15, 28:19, 28:29, 29:13, 29:16 directly [2] - 18:16, 18:17 Director [1] - 30:6</p>	<p>disagree [1] - 69:6 disagreements [1] - 76:1 disappeared [1] - 3:8 disappointed [1] - 19:25 discarded [1] - 69:30 discharge [1] - 50:11 disciplinary [2] - 24:26, 35:3 Disciplinary [4] - 25:1, 26:10, 27:20, 28:9 discuss [1] - 64:30 discussed [1] - 5:30 dismiss [1] - 73:20 dispersed [1] - 5:9 display [2] - 67:19, 67:21 disposition [1] - 17:3 disputing [1] - 58:21 disregard [1] - 77:11 distinct [3] - 12:20, 12:21, 48:16 distinctly [1] - 41:11 District [1] - 36:4 divulge [2] - 50:12, 55:20 Document [6] - 30:25, 34:8, 36:16, 39:27, 42:22, 45:30 document [20] - 8:20, 27:19, 30:26, 31:1, 39:26, 42:1, 43:3, 45:24, 46:19, 47:10, 47:13, 55:19, 56:1, 57:7, 57:18, 57:19, 59:30, 60:4, 72:29 documentation [3] - 19:16, 34:3, 44:20 documents [6] - 25:22, 30:2, 44:24, 45:5, 45:8 dodgy [1] - 13:2 domestic [1] - 48:1 done [6] - 10:15, 31:13, 34:14, 41:17, 41:28, 55:15 door [1] - 34:28 doubt [2] - 15:21, 15:30 down [16] - 9:27, 13:6, 15:18, 23:9, 33:10, 34:8, 34:30, 35:30, 39:5, 39:11, 48:28, 51:10, 55:8, 55:11, 77:17 Doyle [1] - 7:3 draft [1] - 45:15 drafting [1] - 59:27 drain [1] - 48:28 draw [4] - 4:27, 6:4, 11:26, 43:12 drawing [1] - 14:15 dreadful [2] - 15:12, 38:24 drinking [1] - 67:23 drinks [1] - 67:24 drive [1] - 57:4 driver [1] - 29:12 driving [2] - 25:10, 31:25 Drogheda [6] - 34:8, 34:15, 35:13, 35:14, 56:19, 56:20 Dromad [1] - 33:16</p>
--	--	--	--	--

<p>Dublin [3] - 30:19, 36:4, 56:18 due [4] - 1:11, 43:2, 69:2, 72:23 Dundalk [27] - 5:4, 7:29, 10:4, 15:23, 15:25, 15:28, 17:25, 17:30, 18:1, 18:7, 18:29, 19:3, 26:20, 26:25, 26:26, 27:22, 28:20, 31:15, 31:17, 34:10, 35:10, 51:11, 52:2, 56:18, 58:1, 65:24, 67:4 duplicated [1] - 14:10 Durack [3] - 43:24, 44:15, 57:14 DURACK [4] - 43:26, 44:1, 44:6, 45:10 during [1] - 9:30 duty [5] - 12:22, 52:15, 52:17, 52:23, 54:25</p>	<p>Enquiry [1] - 28:9 enquiry [1] - 28:12 entails [1] - 79:16 enter [1] - 25:8 entering [1] - 29:7 enticed [1] - 64:24 entirety [3] - 30:26, 65:13, 69:26 entitle [1] - 4:27 entitled [1] - 50:16 entitlement [1] - 8:4 entrances [1] - 38:10 entrapment [1] - 33:9 entries [1] - 26:5 environment [1] - 35:18 equate [1] - 51:18 era [1] - 11:14 erase [1] - 68:27 especially [1] - 34:23 establish [2] - 41:8, 61:24 established [3] - 28:27, 52:24, 53:22 estimated [2] - 4:4, 6:2 Eugene [2] - 3:2, 17:23 evening [6] - 33:25, 36:12, 38:24, 48:3, 52:16, 52:17 event [6] - 20:13, 27:24, 27:25, 53:4, 55:1, 55:13 events [5] - 19:24, 33:2, 49:17, 72:22 Evidence [2] - 29:1, 29:14 evidence [33] - 8:17, 8:19, 8:21, 13:24, 13:28, 16:28, 21:21, 23:11, 23:30, 25:26, 28:14, 28:18, 28:19, 28:30, 29:4, 29:10, 29:13, 29:16, 29:18, 30:2, 30:9, 34:18, 36:7, 38:12, 52:21, 58:15, 64:7, 64:22, 64:25, 66:27, 67:19, 70:20 evolved [1] - 39:16 exact [1] - 23:21 exactly [5] - 28:22, 36:1, 50:28, 53:5, 55:12 examination [4] - 59:12, 62:21, 62:23, 62:24 EXAMINED [3] - 1:4, 2:26, 7:10 example [2] - 4:19, 19:11 exasperated [1] - 63:23 excellent [2] - 41:18 except [1] - 33:21 exchange [1] - 49:26 exchanging [1] - 10:2 excluded [1] - 24:10 exclusion [1] - 24:8 excuse [1] - 28:3 execute [3] - 15:9, 39:13, 46:5 executed [2] - 15:16, 53:13 exercise [1] - 70:25 exert [1] - 63:26 exerted [2] - 4:29, 8:7</p>	<p>exhausted [1] - 62:6 exhibitionist [1] - 76:15 existence [1] - 28:27 expect [2] - 40:14, 40:15 expecting [1] - 53:10 expediency [1] - 62:14 experienced [2] - 24:7, 41:21 expertise [1] - 18:14 explain [5] - 3:5, 23:25, 28:1, 60:15, 60:17 explained [8] - 14:10, 14:26, 47:2, 48:17, 49:1, 49:9, 76:22 explaining [2] - 8:23, 11:27 explains [1] - 47:6 exploded [1] - 4:23 explosion [2] - 4:22, 40:2 explosive [1] - 65:21 explosives [2] - 49:18, 49:20 express [1] - 33:21 expressed [2] - 27:15, 63:21 expressing [1] - 69:15 extend [1] - 20:1 extension [1] - 72:8 extensively [1] - 63:5 extent [3] - 66:26, 66:28, 72:4 extra [1] - 23:3 extract [2] - 15:8, 50:29 extreme [1] - 79:25 extremely [3] - 15:30, 30:12, 69:15</p>	<p>family [1] - 47:26 famous [1] - 33:16 far [1] - 16:13 feared [1] - 53:10 fed [1] - 56:11 Fein [1] - 4:6 fellow [1] - 67:18 felt [18] - 4:16, 4:17, 23:12, 23:14, 23:27, 24:1, 24:10, 33:24, 33:27, 33:29, 34:1, 44:18, 49:7, 55:18, 63:23, 72:2 few [3] - 2:30, 10:5, 20:9 figure [1] - 9:6 file [6] - 28:22, 28:28, 29:19, 29:22, 30:14, 55:26 files [2] - 55:22, 55:27 fill [1] - 31:23 filled [1] - 32:3 final [3] - 45:11, 45:19, 45:21 finalised [3] - 62:9, 62:11, 62:13 financial [1] - 46:12 fine [1] - 25:15 finest [2] - 34:6, 40:19 finger [1] - 16:16 fingered [1] - 48:5 finish [3] - 1:17, 10:18, 16:6 finished [4] - 25:4, 39:3, 77:21, 79:6 firm [1] - 47:27 first [22] - 1:9, 4:2, 9:10, 9:24, 16:7, 28:2, 35:13, 38:25, 43:10, 47:10, 47:22, 49:9, 50:22, 51:12, 52:11, 53:3, 53:17, 60:2, 70:12, 75:2, 77:15 first-class [1] - 4:2 fit [3] - 8:3, 77:24, 78:22 Fitzgerald [3] - 3:2, 51:6, 51:24 Fitzsimons [11] - 9:5, 9:11, 9:21, 9:23, 9:24, 14:1, 16:15, 16:20, 16:29, 17:4, 17:16 five [6] - 2:2, 2:4, 16:1, 34:11, 60:28, 61:1 fixed [2] - 6:20, 6:22 flamboyant [1] - 67:17 flavour [1] - 68:1 flee [1] - 38:11 fleeing [1] - 50:25 flimsy [1] - 14:9 focal [1] - 14:4 focus [3] - 19:20, 22:22, 37:1 follow [2] - 59:2, 67:11 following [7] - 5:5, 16:24, 26:5, 42:23, 49:26, 53:8, 53:23 FOLLOWS [7] - 1:2, 1:5, 2:6, 2:26, 7:1, 7:11, 61:4</p>	<p>follows [4] - 8:26, 27:20, 28:10, 68:7 fooled [1] - 32:29 FOR [1] - 6:30 force [11] - 3:27, 12:11, 16:17, 33:28, 35:14, 55:30, 63:19, 65:9, 65:15, 69:17, 72:10 forces [8] - 14:16, 49:23, 64:12, 64:14, 64:15, 64:16, 65:16, 67:3 foregoing [1] - 28:25 forged [1] - 32:6 Form [1] - 29:6 form [4] - 29:7, 31:30, 32:3, 37:3 formal [1] - 65:7 formation [1] - 45:2 former [1] - 64:8 forming [1] - 31:20 forthcoming [1] - 49:17 forthright [1] - 40:22 forward [1] - 65:18 forwarded [1] - 30:14 four [12] - 4:17, 6:3, 15:17, 16:1, 18:1, 21:22, 32:13, 34:11, 34:28, 77:20, 79:17, 79:20 frankly [1] - 5:24 frequent [1] - 67:19 Friday [9] - 58:12, 77:27, 77:28, 78:2, 78:25, 79:10, 79:26, 80:10, 80:14 FRIDAY [1] - 80:17 friend [2] - 4:21, 9:12 Friends [2] - 45:8, 60:3 friendship [1] - 73:22 fruition [1] - 51:22 full [9] - 30:8, 50:18, 50:23, 50:24, 51:5, 51:7, 62:6 fully [2] - 29:1, 30:13 Fulton [2] - 4:20, 4:23 function [2] - 8:24, 9:15 funds [1] - 5:9 furnished [3] - 19:17, 44:30, 63:5 furthermore [1] - 15:22 future [4] - 48:26, 49:21, 49:23</p>	
E		F		G	
<p>early [2] - 47:25, 77:3 earned [1] - 76:17 easily [2] - 12:14, 16:3 east [1] - 14:28 easy [1] - 36:14 echelons [3] - 4:7, 74:17, 75:16 editor [1] - 10:11 effect [1] - 64:10 effective [2] - 3:26, 39:19 eight [2] - 6:7, 14:29 either [5] - 9:22, 16:1, 47:15, 57:27, 58:25 elaborate [2] - 39:21, 42:15 elements [1] - 54:24 eleven [4] - 11:5, 31:14, 31:28, 33:8 eliminate [2] - 15:7, 15:8 elsewhere [1] - 54:3 emerged [2] - 5:8, 5:30 emergence [1] - 3:19 emerging [2] - 3:17, 5:10 emphasis [1] - 30:1 emphasise [1] - 65:4 emphasises [1] - 22:25 employed [1] - 43:14 employers [1] - 50:12 encounter [1] - 13:12 encountering [1] - 10:29 encourage [1] - 78:14 encouraged [1] - 64:24 encouragement [2] - 66:19, 66:20 end [2] - 35:24, 66:10 endeavouring [2] - 50:25, 54:18 endless [1] - 5:2 engaged [1] - 67:28 England [1] - 38:11 English [1] - 49:5 enjoyed [1] - 71:28 enlighten [1] - 19:28 enormous [1] - 44:30</p>	<p>estimated [2] - 4:4, 6:2 Eugene [2] - 3:2, 17:23 evening [6] - 33:25, 36:12, 38:24, 48:3, 52:16, 52:17 event [6] - 20:13, 27:24, 27:25, 53:4, 55:1, 55:13 events [5] - 19:24, 33:2, 49:17, 72:22 Evidence [2] - 29:1, 29:14 evidence [33] - 8:17, 8:19, 8:21, 13:24, 13:28, 16:28, 21:21, 23:11, 23:30, 25:26, 28:14, 28:18, 28:19, 28:30, 29:4, 29:10, 29:13, 29:16, 29:18, 30:2, 30:9, 34:18, 36:7, 38:12, 52:21, 58:15, 64:7, 64:22, 64:25, 66:27, 67:19, 70:20 evolved [1] - 39:16 exact [1] - 23:21 exactly [5] - 28:22, 36:1, 50:28, 53:5, 55:12 examination [4] - 59:12, 62:21, 62:23, 62:24 EXAMINED [3] - 1:4, 2:26, 7:10 example [2] - 4:19, 19:11 exasperated [1] - 63:23 excellent [2] - 41:18 except [1] - 33:21 exchange [1] - 49:26 exchanging [1] - 10:2 excluded [1] - 24:10 exclusion [1] - 24:8 excuse [1] - 28:3 execute [3] - 15:9, 39:13, 46:5 executed [2] - 15:16, 53:13 exercise [1] - 70:25 exert [1] - 63:26 exerted [2] - 4:29, 8:7</p>	<p>fabrication [1] - 31:13 facilitate [1] - 41:17 fact [17] - 9:1, 14:14, 15:15, 19:26, 20:12, 22:25, 48:4, 49:6, 62:1, 63:7, 64:4, 67:18, 68:5, 71:20, 78:14, 78:29, 80:10 factor [1] - 76:2 facts [6] - 16:3, 28:15, 28:26, 29:1, 30:8, 52:30 factually [2] - 56:27, 57:25 fail [1] - 73:21 failed [1] - 25:8 failure [1] - 26:13 fair [5] - 12:16, 22:25, 42:17, 57:9, 71:9 fairly [3] - 38:13, 74:20, 75:1 fairness [3] - 23:29, 28:6, 52:20 false [3] - 33:23, 33:26, 36:9 falsification [1] - 31:1 falsified [1] - 29:7 falsifying [1] - 30:1 familiar [4] - 10:20, 12:12, 70:25, 72:22</p>	<p>family [1] - 47:26 famous [1] - 33:16 far [1] - 16:13 feared [1] - 53:10 fed [1] - 56:11 Fein [1] - 4:6 fellow [1] - 67:18 felt [18] - 4:16, 4:17, 23:12, 23:14, 23:27, 24:1, 24:10, 33:24, 33:27, 33:29, 34:1, 44:18, 49:7, 55:18, 63:23, 72:2 few [3] - 2:30, 10:5, 20:9 figure [1] - 9:6 file [6] - 28:22, 28:28, 29:19, 29:22, 30:14, 55:26 files [2] - 55:22, 55:27 fill [1] - 31:23 filled [1] - 32:3 final [3] - 45:11, 45:19, 45:21 finalised [3] - 62:9, 62:11, 62:13 financial [1] - 46:12 fine [1] - 25:15 finest [2] - 34:6, 40:19 finger [1] - 16:16 fingered [1] - 48:5 finish [3] - 1:17, 10:18, 16:6 finished [4] - 25:4, 39:3, 77:21, 79:6 firm [1] - 47:27 first [22] - 1:9, 4:2, 9:10, 9:24, 16:7, 28:2, 35:13, 38:25, 43:10, 47:10, 47:22, 49:9, 50:22, 51:12, 52:11, 53:3, 53:17, 60:2, 70:12, 75:2, 77:15 first-class [1] - 4:2 fit [3] - 8:3, 77:24, 78:22 Fitzgerald [3] - 3:2, 51:6, 51:24 Fitzsimons [11] - 9:5, 9:11, 9:21, 9:23, 9:24, 14:1, 16:15, 16:20, 16:29, 17:4, 17:16 five [6] - 2:2, 2:4, 16:1, 34:11, 60:28, 61:1 fixed [2] - 6:20, 6:22 flamboyant [1] - 67:17 flavour [1] - 68:1 flee [1] - 38:11 fleeing [1] - 50:25 flimsy [1] - 14:9 focal [1] - 14:4 focus [3] - 19:20, 22:22, 37:1 follow [2] - 59:2, 67:11 following [7] - 5:5, 16:24, 26:5, 42:23, 49:26, 53:8, 53:23 FOLLOWS [7] - 1:2, 1:5, 2:6, 2:26, 7:1, 7:11, 61:4</p>	<p>gain [2] - 7:24, 49:11 galled [1] - 14:11 game [1] - 48:29 gang [1] - 34:11 Gannon [4] - 28:18, 28:29, 30:30, 32:30 Garda [30] - 9:8, 11:3, 11:29, 17:19, 18:5, 20:22, 27:5, 28:13, 32:10, 36:19, 36:24, 39:28, 40:5, 42:2, 42:22, 43:3, 45:19, 46:2, 46:24, 54:2,</p>	

<p>54:21, 55:22, 55:26, 55:27, 56:4, 56:24, 56:29, 58:7, 72:12</p> <p>garda [1] - 3:6</p> <p>Gardaí [3] - 12:4, 34:27, 43:22</p> <p>gather [4] - 8:8, 14:15, 26:4, 47:1</p> <p>gathered [1] - 50:17</p> <p>gathering [4] - 11:21, 49:15, 55:28, 55:29</p> <p>gaze [1] - 44:4</p> <p>general [10] - 8:2, 13:10, 23:17, 23:19, 23:26, 65:14, 71:22, 72:1, 74:2</p> <p>generally [1] - 27:5</p> <p>generated [1] - 57:7</p> <p>gentleman [1] - 66:8</p> <p>Gibson [1] - 40:3</p> <p>given [19] - 4:26, 13:24, 18:14, 18:17, 20:2, 25:9, 27:21, 29:13, 30:19, 31:7, 43:7, 43:27, 45:18, 46:16, 49:20, 51:29, 52:21, 59:7, 66:9</p> <p>glad [2] - 54:20, 65:27</p> <p>global [2] - 5:10, 75:23</p> <p>God [1] - 67:3</p> <p>gossip [7] - 65:17, 69:19, 69:20, 73:13, 73:17, 73:20, 73:25</p> <p>govern [1] - 62:21</p> <p>Government [1] - 4:9</p> <p>grade [1] - 47:17</p> <p>graded [1] - 47:15</p> <p>grading [2] - 70:14, 70:23</p> <p>grain [5] - 46:14, 47:27, 47:28, 67:28, 67:30</p> <p>grateful [5] - 3:25, 4:28, 7:3, 7:5, 45:7</p> <p>great [6] - 4:29, 7:24, 26:6, 34:19, 54:26, 55:18</p> <p>greatest [1] - 67:6</p> <p>greatly [2] - 11:16, 62:5</p> <p>gregarious [1] - 67:17</p> <p>ground [1] - 49:16</p> <p>guards [2] - 57:26, 60:10</p> <p>guess [1] - 66:18</p> <p>guy [3] - 13:2, 49:19, 72:5</p> <p>guys [2] - 67:16, 76:27</p>	<p>hands [2] - 48:22, 77:13</p> <p>handwriting [2] - 29:9, 32:7</p> <p>hard [2] - 14:29, 73:10</p> <p>Harry [3] - 18:16, 21:15, 43:6</p> <p>haste [1] - 11:23</p> <p>haulier [1] - 67:27</p> <p>head [3] - 18:30, 49:22, 72:24</p> <p>Head [1] - 14:3</p> <p>Headquarters [9] - 3:6, 3:15, 17:20, 18:18, 34:21, 44:8, 44:12, 56:4, 63:6</p> <p>health [1] - 78:28</p> <p>hear [8] - 5:15, 5:21, 5:24, 6:15, 6:16, 10:24, 12:27, 54:20</p> <p>heard [17] - 2:1, 5:6, 12:28, 33:5, 34:17, 43:10, 47:24, 54:21, 64:18, 65:20, 67:7, 69:20, 72:11, 73:11, 73:24, 75:2, 76:22</p> <p>hearing [3] - 27:16, 27:26, 28:13</p> <p>held [3] - 27:22, 46:4, 46:28</p> <p>help [4] - 34:19, 35:16, 37:6, 43:20</p> <p>helpful [5] - 41:16, 63:28, 74:1, 74:27, 79:15</p> <p>helping [1] - 13:2</p> <p>hence [4] - 4:8, 49:8, 65:18, 66:18</p> <p>Hickey [1] - 32:18</p> <p>high [7] - 39:6, 39:12, 39:14, 74:17, 74:20, 75:15</p> <p>high-ranking [4] - 39:12, 39:14, 74:17, 75:15</p> <p>higher [3] - 15:4, 39:16, 73:23</p> <p>highest [1] - 4:7</p> <p>highly [2] - 4:11, 68:29</p> <p>highways [1] - 11:21</p> <p>himself [2] - 34:26, 72:16</p> <p>hindsight [1] - 55:15</p> <p>hint [3] - 21:26, 21:27, 22:30</p> <p>history [1] - 3:29</p> <p>hoc [1] - 51:17</p> <p>holding [2] - 28:8, 54:16</p> <p>home [2] - 38:25, 52:11</p> <p>honest [2] - 16:18, 41:11</p> <p>honestly [4] - 37:2, 53:19, 53:21, 75:1</p> <p>honourable [4] - 34:16, 34:24, 40:21, 40:22</p> <p>hope [3] - 21:10, 44:28</p> <p>hopeful [1] - 63:12</p> <p>hopefully [2] - 63:30, 78:2</p> <p>hopeless [1] - 6:13</p> <p>hoping [2] - 77:21, 79:6</p> <p>hospital [7] - 1:12, 77:29, 78:5, 78:15, 78:18,</p>	<p>79:6, 79:29</p> <p>Hotel [1] - 10:21</p> <p>hotel [3] - 8:24, 11:12, 76:16</p> <p>hotels [1] - 67:19</p> <p>hour [3] - 51:17, 54:27, 59:7</p> <p>hours [18] - 51:18, 53:6, 53:7, 53:20, 53:28, 54:7, 54:10, 54:12, 54:13, 54:14, 77:19, 77:21, 78:1, 78:30, 79:14, 79:16, 79:17, 79:21</p> <p>House [1] - 10:21</p> <p>house [4] - 33:25, 35:12, 36:12, 46:27</p> <p>Hubert [1] - 18:29</p> <p>huge [3] - 3:30, 7:21, 69:4</p> <p>Hughes [4] - 29:28, 30:18, 32:8, 36:2</p> <p>hundred [1] - 48:18</p>	<p>indicate [1] - 60:21</p> <p>indicated [1] - 54:2</p> <p>indicates [2] - 59:21, 59:22</p> <p>indication [1] - 22:24</p> <p>individual [7] - 16:18, 20:5, 42:16, 65:23, 67:18, 70:15, 70:28</p> <p>individually [1] - 30:1</p> <p>individuals [7] - 4:3, 7:15, 16:9, 23:3, 39:11, 48:16, 54:23</p> <p>inferences [1] - 13:14</p> <p>influence [1] - 63:26</p> <p>informant [4] - 15:8, 38:6, 71:13, 73:8</p> <p>informants [1] - 39:1</p> <p>information [96] - 4:2, 4:10, 4:14, 4:15, 4:25, 4:27, 4:29, 5:3, 5:7, 6:3, 6:6, 7:21, 8:9, 10:13, 15:3, 15:9, 15:16, 15:21, 15:29, 16:16, 17:16, 19:10, 20:13, 20:27, 36:19, 36:25, 36:30, 37:8, 37:24, 38:6, 38:29, 39:2, 39:7, 39:27, 39:28, 40:6, 40:10, 41:9, 41:13, 42:2, 42:6, 42:22, 42:26, 42:29, 43:4, 43:5, 46:2, 46:16, 46:17, 46:18, 46:26, 49:2, 49:12, 50:17, 50:20, 50:29, 54:4, 55:21, 55:26, 55:28, 56:11, 56:29, 58:8, 64:10, 64:11, 65:2, 65:12, 65:13, 66:23, 66:30, 67:2, 68:16, 70:16, 70:29, 71:3, 71:4, 71:9, 71:12, 71:24, 72:3, 72:20, 72:25, 72:27, 73:5, 73:7, 73:11, 73:12, 73:16, 73:23, 73:24, 74:8, 76:18, 76:21</p> <p>informed [5] - 3:21, 40:5, 42:6, 43:9, 67:3</p> <p>informers [1] - 4:8</p> <p>informing [1] - 14:17</p> <p>ingratiating [2] - 72:10, 72:16</p> <p>initial [2] - 63:16, 66:15</p> <p>INLA [2] - 49:14, 75:30</p> <p>inquiries [5] - 14:23, 18:22, 26:12, 54:4, 74:30</p> <p>inquiring [1] - 3:22</p> <p>Inquiry [2] - 26:10, 27:22</p> <p>inquiry [2] - 32:17, 60:20</p> <p>insignificant [1] - 70:5</p> <p>inspection [4] - 31:23, 31:29, 33:4, 33:6</p> <p>Inspector [4] - 56:28, 58:9, 58:11</p> <p>instance [2] - 20:19, 20:27</p>	<p>instructions [1] - 44:2</p> <p>integrity [1] - 69:27</p> <p>intelligence [23] - 3:26, 7:25, 8:2, 8:5, 8:8, 14:10, 36:15, 38:28, 41:2, 42:14, 42:16, 43:9, 49:15, 55:30, 61:14, 65:5, 68:28, 69:25, 70:14, 70:23, 74:5, 74:27</p> <p>intend [1] - 19:26</p> <p>intended [1] - 77:19</p> <p>intending [1] - 58:9</p> <p>intense [2] - 7:21, 7:29</p> <p>intentions [1] - 39:28</p> <p>interest [2] - 17:8, 64:2</p> <p>interested [5] - 11:17, 17:7, 31:20, 49:11, 66:16</p> <p>interesting [1] - 71:21</p> <p>intermingling [1] - 75:30</p> <p>interpretation [3] - 59:17, 59:22, 59:30</p> <p>interrupt [1] - 59:10</p> <p>intimidation [1] - 34:18</p> <p>introduced [4] - 9:4, 9:6, 9:17, 9:20</p> <p>intruding [1] - 18:20</p> <p>inundated [1] - 3:23</p> <p>invaluable [1] - 40:19</p> <p>invariably [1] - 31:17</p> <p>investigate [1] - 54:26</p> <p>investigated [2] - 19:1, 30:13</p> <p>investigating [2] - 14:25, 54:26</p> <p>investigation [10] - 14:24, 18:15, 18:19, 18:25, 19:2, 28:16, 49:4, 53:22, 56:12, 69:29</p> <p>investigations [2] - 72:12, 76:10</p> <p>investigative [2] - 39:5, 39:18</p> <p>invited [1] - 18:27</p> <p>involve [1] - 80:11</p> <p>involved [11] - 13:9, 13:16, 21:18, 22:2, 22:10, 26:6, 35:29, 46:6, 48:15, 50:30, 61:6</p> <p>involves [1] - 80:11</p> <p>IRA [47] - 4:4, 4:7, 6:8, 13:2, 14:25, 14:27, 15:5, 19:6, 19:13, 20:5, 20:7, 20:28, 22:8, 26:1, 26:8, 26:14, 26:19, 26:21, 27:6, 37:9, 37:18, 38:5, 39:6, 39:19, 42:25, 42:26, 43:7, 48:14, 49:14, 64:5, 64:11, 68:3, 68:5, 74:18, 74:21, 74:23, 74:26, 75:5, 75:7, 75:8, 75:16, 75:20, 75:27, 75:28, 76:5, 76:26, 77:3</p> <p>Ireland [11] - 3:28, 5:1, 5:5, 38:25, 40:11, 46:7, 46:14, 63:8, 64:14,</p>
H	<p>hackballcross/south [1] - 54:29</p> <p>half [2] - 61:27, 61:28</p> <p>hamstrung [1] - 35:8</p> <p>hand [2] - 30:9, 45:11</p> <p>handed [5] - 8:20, 27:19, 29:5, 30:25, 45:24</p> <p>handler [8] - 4:20, 4:24, 68:16, 71:24, 73:8, 74:4, 74:12, 76:4</p> <p>handlers [7] - 64:8, 66:2, 66:7, 66:13, 66:14, 68:7, 70:19</p>	I	<p>ID [2] - 12:20, 12:21</p> <p>idea [1] - 20:12</p> <p>identified [1] - 42:3</p> <p>identify [5] - 20:19, 36:22, 37:18, 59:1, 61:21</p> <p>identities [1] - 42:25</p> <p>identity [4] - 11:29, 12:1, 46:27, 48:2</p> <p>imagine [2] - 18:21, 53:21</p> <p>immediate [13] - 33:30, 35:9, 55:6, 55:17, 64:20, 64:28, 68:18, 68:20, 69:24, 71:15, 71:18, 71:27, 73:21</p> <p>immediately [3] - 4:23, 10:7, 80:4</p> <p>immense [1] - 7:6</p> <p>imperative [1] - 3:24</p> <p>implicit [1] - 40:21</p> <p>implied [3] - 30:30, 31:1, 31:2</p> <p>important [6] - 14:3, 54:30, 59:20, 60:1, 65:6, 69:26</p> <p>importantly [1] - 66:13</p> <p>imposed [1] - 25:15</p> <p>imposing [1] - 34:26</p> <p>impossible [1] - 68:30</p> <p>impression [2] - 76:6, 76:7</p> <p>improve [1] - 78:28</p> <p>incident [5] - 3:17, 13:6, 14:21, 38:24, 39:4</p> <p>include [1] - 32:5</p> <p>included [1] - 32:6</p> <p>including [4] - 4:7, 7:27, 14:6, 25:22</p> <p>inconvenience [2] - 6:23</p> <p>incorrect [1] - 56:28</p> <p>incredible [1] - 16:16</p> <p>indeed [5] - 47:15, 58:11, 58:13, 71:2, 74:12</p>	

64:17, 67:5 Irish [1] - 52:24 irrespective [1] - 34:29 issue [3] - 16:6, 25:21, 60:26 issued [1] - 64:18 issuing [1] - 65:8 it'd [1] - 21:26 item [1] - 42:16 items [2] - 4:18, 67:29	62:17 late [8] - 14:24, 15:1, 15:6, 22:22, 36:20, 39:9, 65:1, 70:2 latter [1] - 39:9 lavatory [3] - 9:30, 10:1, 10:29 laying [1] - 30:1 leaders [1] - 39:17 leading [1] - 18:28 leak [1] - 14:26 leaked [1] - 8:2 leaking [1] - 7:27 learns [1] - 50:14 least [8] - 3:16, 7:5, 13:23, 17:9, 34:28, 62:3, 62:15, 71:23 leave [4] - 24:22, 78:17, 79:6, 80:14 led [1] - 46:15 left [1] - 51:20 legal [3] - 29:2, 29:28, 30:10 Leinster [1] - 47:27 less [3] - 4:2, 54:24, 54:25 letter [5] - 25:22, 27:14, 31:5, 31:8, 63:7 letting [1] - 80:1 level [6] - 39:6, 39:8, 39:12, 71:29, 73:22, 73:23 life [13] - 35:4, 38:5, 38:14, 41:22, 50:6, 54:4, 54:28, 55:7, 55:13, 55:17, 55:18, 65:24, 76:2 lifestyle [1] - 76:14 light [1] - 58:14 likely [1] - 41:27 limited [1] - 54:5 line [2] - 9:28, 60:20 lines [1] - 31:25 list [1] - 55:8 listen [2] - 26:11, 72:13 listening [1] - 73:23 litigation [2] - 46:7, 46:10 live [1] - 51:11 lived [1] - 48:10 lives [2] - 40:26, 48:10 load [1] - 67:6 local [2] - 63:9, 76:16 locate [1] - 59:23 location [3] - 46:27, 48:5, 50:10 locations [1] - 47:21 lodged [1] - 49:22 logbook [6] - 25:8, 26:4, 29:6, 31:23, 33:2, 33:7 London [1] - 10:11 look [2] - 10:3, 67:1 looking [9] - 10:3, 19:23, 38:6, 49:11, 60:14, 60:15, 60:17, 61:9, 76:11 Lord [1] - 40:3 Loss [1] - 6:10	loss [1] - 21:14 Loughgall [6] - 6:7, 14:21, 14:23, 15:1, 39:4 Louth [1] - 42:27 Louth-Meath [1] - 42:27 lower [2] - 74:17, 75:15 lowest [2] - 29:21, 29:25 loyalty [1] - 6:5 LUNCH [2] - 6:30, 7:1	66:22, 71:17, 73:6, 79:22 meaning [1] - 59:24 means [1] - 14:12 meant [2] - 12:2, 52:1 meanwhile [1] - 46:13 Meath [1] - 42:27 mediate [1] - 51:12 medium [1] - 74:5 meet [5] - 13:17, 35:13, 38:5, 40:17, 40:20 meeting [5] - 10:14, 11:7, 13:22, 16:21, 47:18 meetings [2] - 34:21, 51:14 member [16] - 13:25, 17:13, 26:28, 28:23, 28:30, 29:26, 31:24, 32:10, 38:5, 45:18, 46:25, 48:8, 55:30, 69:16, 74:25, 75:5 members [26] - 4:4, 4:6, 4:11, 4:12, 5:8, 6:7, 12:10, 13:29, 13:30, 23:16, 28:26, 29:17, 29:30, 32:14, 32:17, 34:26, 35:15, 39:13, 39:14, 41:21, 46:10, 49:13, 64:8, 65:9, 68:3, 76:25 memory [3] - 10:15, 10:23, 12:26 men [6] - 15:18, 40:19, 64:18, 64:28, 72:18 mention [4] - 19:26, 22:24, 23:15, 71:11 mentioned [11] - 8:9, 20:9, 21:21, 23:6, 24:1, 24:15, 24:19, 24:20, 61:17, 61:19, 62:16 mentioning [2] - 22:21, 24:20 merely [1] - 17:15 message [1] - 53:12 met [6] - 9:25, 10:21, 16:19, 16:22, 40:27, 40:29 MI5 [7] - 13:25, 16:10, 16:29, 16:30, 17:1, 17:7, 17:13 Michael [3] - 3:2, 34:5, 51:24 microphone [1] - 1:30 microphones [1] - 1:8 might [15] - 4:18, 8:20, 9:1, 13:7, 19:27, 37:3, 49:17, 50:27, 54:23, 55:13, 58:13, 58:29, 58:30, 73:14, 80:1 mileage [3] - 25:10, 32:1, 32:2 miles [1] - 26:6 Mills [5] - 36:16, 39:27, 42:1, 43:11, 45:28 mind [11] - 2:1, 18:22, 21:3, 25:30, 26:15, 26:22, 32:11, 42:14, 43:11, 74:11, 80:1	mine [1] - 15:30 Minister [1] - 3:21 minute [3] - 25:23, 27:14, 79:25 minutes [5] - 2:2, 2:4, 20:9, 60:28, 61:1 misrepresent [1] - 75:10 missing [2] - 59:15, 60:18 misunderstood [1] - 20:3 mixed [1] - 74:14 mixing [1] - 49:13 moment [3] - 5:13, 25:6, 57:20 Mon [2] - 10:21, 11:7 Monday [3] - 16:2, 79:5, 79:14 monetary [1] - 49:11 money [15] - 3:30, 4:14, 4:25, 5:2, 6:4, 7:22, 10:9, 14:6, 14:8, 14:12, 14:15, 14:20, 14:21, 49:2, 76:27 monies [2] - 7:13, 7:14 monitoring [2] - 15:14, 46:25 month [3] - 67:30, 68:1 months [3] - 15:14, 22:21, 31:18 morning [8] - 1:7, 1:15, 44:18, 45:18, 52:26, 53:23, 80:14 most [14] - 3:26, 3:28, 14:3, 16:18, 28:4, 31:27, 34:16, 40:22, 49:10, 49:15, 50:28, 63:16, 69:26, 72:11 motor [1] - 43:16 mount [1] - 39:29 move [6] - 21:2, 22:23, 45:4, 49:20, 77:30, 78:15 moved [6] - 47:20, 48:6, 48:9, 50:10, 75:29 movement [4] - 49:18, 49:21, 49:22, 64:12 movements [2] - 43:5, 49:28 moving [3] - 50:26, 54:28, 54:29 MR [68] - 1:4, 1:7, 1:28, 2:8, 2:15, 2:21, 2:26, 5:12, 5:17, 5:23, 5:28, 6:12, 6:20, 7:8, 7:10, 7:13, 12:10, 21:2, 23:29, 24:14, 36:7, 39:26, 43:26, 44:1, 44:6, 44:10, 44:17, 45:4, 45:10, 45:13, 45:18, 45:23, 49:26, 52:15, 52:20, 52:30, 54:10, 54:13, 56:27, 57:2, 57:6, 57:11, 57:17, 57:22, 57:29, 58:5, 58:7, 58:11, 58:18, 58:21, 58:24, 58:29, 59:7, 59:10, 59:30, 60:8, 60:13, 60:26, 61:6, 68:24,
J		M		
January [4] - 15:11, 15:13, 22:23, 39:10 Jim [5] - 23:6, 23:9, 23:10, 23:15, 24:15 Jimmy [4] - 8:29, 8:30, 9:1, 9:21 job [2] - 21:6, 51:12 Joe [2] - 3:1, 51:24 John [9] - 18:29, 32:18, 32:26, 46:3, 47:3, 47:22, 52:21, 53:17, 53:25 join [1] - 18:28 joined [2] - 18:28, 33:28 joint [1] - 71:30 journalist [2] - 8:11, 8:14 judge [1] - 30:5 Judge [2] - 2:8, 5:24 July [4] - 52:22, 52:26, 52:27, 59:15 JUNE [2] - 1:1, 80:17 June [1] - 69:5 junior [2] - 36:8, 36:10 jurisdiction [1] - 62:12 Justice [2] - 3:21				
K				
keep [5] - 50:13, 50:29, 51:3, 52:4, 73:19 keeping [4] - 49:21, 65:12, 65:15, 67:2 kept [1] - 56:5 kidnapped [5] - 47:23, 52:25, 53:4, 53:18, 64:4 kidnapping [2] - 43:2, 76:11 Kildare [1] - 32:24 killed [1] - 40:3 kind [3] - 31:20, 76:28, 76:30 knock [1] - 78:8 knowing [1] - 64:27 knowledge [3] - 13:18, 17:14, 22:18 known [5] - 6:7, 17:5, 27:5, 28:27, 33:28 knows [2] - 22:4, 67:3				
L				
Lady [1] - 40:3 large [5] - 14:6, 14:19, 49:4, 72:4, 76:27 last [3] - 9:28, 12:13,				

<p>69:2, 75:4, 75:13, 75:20, 77:7, 77:13, 79:14, 80:9</p> <p>MS [2] - 45:15, 45:21</p> <p>Mullingar [1] - 32:18</p> <p>Mulroy [1] - 32:24</p> <p>murder [2] - 19:1, 76:11</p> <p>Murder [2] - 19:2, 35:15</p> <p>murdered [3] - 47:4, 59:19, 64:5</p> <p>murders [6] - 18:16, 19:1, 21:15, 35:17, 42:4, 46:24</p> <p>must [5] - 8:10, 11:9, 11:24, 65:23, 66:16</p>	<p>noncommittal [1] - 10:6</p> <p>nonetheless [2] - 24:14, 70:6</p> <p>north [1] - 47:21</p> <p>North [12] - 4:16, 4:24, 7:15, 14:16, 40:11, 48:8, 49:1, 49:20, 49:24, 64:17, 67:5, 76:26</p> <p>North/South [1] - 34:22</p> <p>Northern [7] - 3:28, 5:1, 5:5, 38:25, 40:11, 46:13, 64:14</p> <p>Note [1] - 76:17</p> <p>Note' [1] - 67:21</p> <p>notebook [4] - 36:20, 37:10, 37:17, 38:20</p> <p>notebooks [2] - 38:27, 38:28</p> <p>notes [4] - 55:4, 55:7, 67:22, 76:17</p> <p>nothing [3] - 17:15, 23:26, 69:19</p> <p>noticed [1] - 32:9</p> <p>November [4] - 27:22, 30:20, 56:21, 58:3</p> <p>number [17] - 16:23, 21:18, 22:4, 23:3, 24:30, 25:9, 26:6, 28:13, 29:8, 32:6, 36:17, 36:30, 41:20, 43:12, 47:18, 51:13, 67:8</p> <p>number [1] - 27:21</p> <p>numbers [1] - 6:1</p> <p>numerous [1] - 67:10</p> <p>nut [1] - 14:29</p>	<p>occurring [1] - 19:11</p> <p>OF [2] - 1:1, 80:17</p> <p>offered [1] - 60:1</p> <p>office [2] - 34:5, 58:1</p> <p>officer [13] - 9:1, 9:8, 10:9, 10:12, 14:7, 34:6, 36:8, 36:10, 49:29, 66:8, 66:10, 68:12, 69:14</p> <p>officers [6] - 15:28, 17:4, 17:24, 27:5, 32:29, 46:24</p> <p>Official [10] - 48:14, 74:21, 74:23, 74:26, 75:5, 75:7, 75:20, 75:27, 75:28, 77:3</p> <p>official [5] - 19:21, 25:9, 29:12, 29:15</p> <p>officials [1] - 75:25</p> <p>often [2] - 14:10, 73:14</p> <p>OK [7] - 20:7, 20:9, 25:20, 62:8, 70:22, 80:1</p> <p>Omagh [1] - 4:23</p> <p>ON [1] - 1:1</p> <p>once [2] - 3:7, 44:11</p> <p>one [41] - 3:5, 3:11, 4:18, 6:3, 6:6, 8:29, 9:4, 16:27, 18:4, 23:30, 24:15, 25:12, 30:24, 31:15, 31:18, 32:4, 35:5, 37:1, 38:3, 38:17, 39:13, 39:17, 40:25, 42:22, 43:11, 44:11, 44:17, 45:27, 48:8, 48:12, 50:10, 51:26, 56:13, 63:15, 67:8, 67:30, 68:7, 70:19, 72:1, 72:18, 74:22</p> <p>ongoing [9] - 8:6, 35:2, 40:16, 41:4, 41:15, 49:4, 53:9, 69:28, 76:2</p> <p>onus [1] - 55:18</p> <p>open [1] - 18:24</p> <p>opening [2] - 70:3</p> <p>openly [1] - 67:21</p> <p>operate [5] - 15:13, 35:18, 48:18, 48:30, 51:7</p> <p>operated [1] - 52:5</p> <p>operating [3] - 67:16, 67:25, 76:27</p> <p>operation [11] - 14:30, 15:3, 15:5, 15:17, 21:12, 21:24, 22:3, 22:8, 22:26, 37:21, 49:7</p> <p>operations [1] - 40:1</p> <p>opinion [4] - 23:18, 23:26, 30:3, 69:15</p> <p>opportunity [8] - 7:30, 19:15, 19:27, 28:5, 49:9, 50:22, 51:19, 61:9</p> <p>opposed [1] - 10:12</p> <p>order [4] - 21:20, 28:24, 50:29, 55:4</p> <p>organisation [4] - 39:8, 39:16, 48:8, 48:12</p> <p>organisations [2] - 49:13, 76:1</p>	<p>original [8] - 19:27, 19:29, 38:29, 43:23, 59:2, 72:28, 73:5, 73:9</p> <p>originally [1] - 74:21</p> <p>originals [4] - 20:23, 43:27, 44:2, 44:25</p> <p>ostracised [6] - 23:12, 23:14, 23:23, 23:27, 24:2, 24:16</p> <p>otherwise [1] - 47:17</p> <p>ought [1] - 6:17</p> <p>ourselves [1] - 8:5</p> <p>outcome [2] - 30:24, 30:27</p> <p>outdated [1] - 65:2</p> <p>outline [1] - 19:24</p> <p>outlined [4] - 19:20, 28:12, 36:3, 47:25</p> <p>outlining [1] - 33:20</p> <p>outrageous [2] - 11:4, 11:16</p> <p>outrages [1] - 19:7</p> <p>outset [1] - 53:9</p> <p>outside [1] - 34:28</p> <p>overall [3] - 33:14, 65:5, 75:23</p> <p>overlook [1] - 56:25</p> <p>Owen [8] - 9:7, 9:22, 11:22, 31:22, 42:24, 43:7, 43:13, 65:27</p> <p>OWEN [3] - 1:4, 2:25, 7:10</p> <p>own [9] - 14:23, 18:21, 29:9, 31:19, 32:7, 32:11, 48:25, 55:28, 72:8</p>	<p>passages [3] - 59:1, 61:12</p> <p>passed [3] - 15:25, 15:26, 65:1</p> <p>passing [2] - 37:27, 64:11</p> <p>past [2] - 48:7, 48:27</p> <p>Pat [2] - 3:3, 32:29</p> <p>Patrick [1] - 32:24</p> <p>patrol [1] - 31:25</p> <p>pattern [2] - 5:8, 5:30</p> <p>pay [2] - 5:2, 47:29</p> <p>paying [6] - 3:30, 4:1, 4:10, 7:21, 8:9, 10:12</p> <p>payment [2] - 46:12, 76:24</p> <p>payments [1] - 14:6</p> <p>penetrate [1] - 14:27</p> <p>people [33] - 5:30, 7:26, 8:28, 9:4, 11:22, 17:2, 21:18, 22:10, 23:23, 23:30, 24:1, 31:6, 31:11, 31:12, 33:18, 34:22, 34:30, 36:1, 42:26, 47:18, 48:3, 48:10, 48:15, 48:30, 50:27, 63:18, 65:25, 67:24, 69:22, 72:7, 72:14, 74:14, 76:23</p> <p>per [1] - 13:23</p> <p>perform [2] - 3:9, 14:30</p> <p>perhaps [4] - 19:27, 23:30, 60:20, 68:28</p> <p>period [6] - 8:6, 15:14, 22:12, 22:21, 22:28, 31:17</p> <p>periodically [2] - 10:25, 12:28</p> <p>perjurers [1] - 31:7</p> <p>perjury [3] - 30:30, 31:1, 31:3</p> <p>permission [3] - 29:17, 33:12, 33:21</p> <p>perpetrators [1] - 55:1</p> <p>persevere [1] - 2:23</p> <p>person [19] - 19:5, 19:13, 19:14, 21:3, 21:6, 36:22, 37:19, 43:14, 43:15, 46:17, 63:24, 65:6, 67:25, 69:26, 69:27, 71:14, 71:15</p> <p>person's [1] - 27:6</p> <p>personal [8] - 8:1, 9:12, 12:20, 12:21, 30:15, 30:18, 34:25, 48:26</p> <p>pertaining [1] - 15:3</p> <p>physically [1] - 40:29</p> <p>pick [1] - 76:10</p> <p>picked [3] - 22:30, 24:23, 73:16</p> <p>picking [1] - 13:21</p> <p>picture [2] - 5:10, 75:23</p> <p>piece [3] - 35:26, 68:27, 71:4</p> <p>pieces [1] - 13:21</p> <p>PIRA [20] - 36:19, 36:21, 39:28, 39:30, 40:2, 40:11, 42:2, 42:3, 43:15, 46:3, 46:6, 46:8,</p>
<p style="text-align: center;">N</p> <p>name [19] - 7:27, 8:1, 10:15, 10:21, 10:24, 11:1, 11:23, 12:27, 12:29, 13:5, 13:12, 13:13, 23:9, 24:15, 26:28, 37:3, 48:29, 63:11, 63:24</p> <p>named [11] - 19:5, 19:12, 36:22, 37:19, 43:14, 43:15, 46:7, 46:17, 46:19, 67:20</p> <p>namely [2] - 22:26, 68:27</p> <p>names [5] - 23:3, 38:3, 38:17, 43:20, 60:27</p> <p>naming [1] - 4:25</p> <p>narrowed [1] - 39:5</p> <p>naturally [1] - 33:30</p> <p>nature [2] - 35:29, 72:30</p> <p>necessary [3] - 3:6, 3:7, 50:11</p> <p>necessity [1] - 17:19</p> <p>need [5] - 9:27, 45:5, 55:4, 58:8, 73:9</p> <p>needed [2] - 60:11, 68:13</p> <p>neighbouring [1] - 69:17</p> <p>never [15] - 10:7, 10:8, 17:5, 17:9, 22:30, 24:16, 24:17, 32:11, 33:3, 33:5, 35:3, 54:1, 75:4</p> <p>new [3] - 21:7, 23:4, 33:29</p> <p>newcomer [1] - 33:15</p> <p>Newry [1] - 40:19</p> <p>next [18] - 33:10, 41:30, 42:1, 42:22, 43:3, 43:11, 50:10, 52:7, 52:10, 68:1, 71:8, 71:12, 76:28, 76:29, 79:5, 79:10, 79:27, 80:9</p> <p>nickname [1] - 76:17</p> <p>night [9] - 5:4, 38:26, 47:7, 49:30, 50:5, 52:10, 59:15, 59:23, 60:16</p> <p>night-time [1] - 59:15</p> <p>nobody [2] - 52:9, 70:4</p> <p>Noel [5] - 29:28, 30:18, 32:8, 35:11, 51:8</p> <p>Nolan [2] - 52:22, 53:25</p>	<p style="text-align: center;">O</p> <p>O'Callaghan [1] - 58:21</p> <p>O'CALLAGHAN [12] - 23:29, 52:20, 54:10, 57:6, 57:22, 58:18, 58:24, 59:10, 60:13, 68:24, 75:4, 75:20</p> <p>o'clock [7] - 2:17, 6:18, 6:27, 15:19, 16:3, 38:26, 52:16</p> <p>O'Connor [3] - 29:12, 31:3, 32:29</p> <p>object [1] - 55:16</p> <p>obligation [2] - 49:7, 50:19</p> <p>oblige [1] - 34:1</p> <p>obliged [2] - 28:21, 28:25</p> <p>observation [1] - 39:29</p> <p>obtained [1] - 40:6</p> <p>obvious [1] - 8:30</p> <p>obviously [6] - 9:22, 10:6, 10:13, 44:4, 58:2, 59:18</p> <p>occasion [5] - 9:14, 9:18, 14:22, 47:3, 76:29</p> <p>occasions [3] - 15:22, 16:23, 62:17</p> <p>occurred [4] - 15:12, 30:4, 49:27, 51:23</p>	<p style="text-align: center;">P</p> <p>p.m [1] - 52:23</p> <p>page [11] - 11:10, 24:2, 25:27, 26:25, 31:26, 32:4, 39:26, 43:11, 70:14, 74:4, 75:14</p> <p>paid [6] - 4:15, 7:14, 14:9, 76:18, 76:21</p> <p>paintings [2] - 51:13, 51:15</p> <p>paper [3] - 57:12, 69:12, 69:16</p> <p>papers [3] - 30:5, 36:4, 56:25</p> <p>par [1] - 55:30</p> <p>pardon [1] - 42:1</p> <p>park [4] - 44:17, 48:24, 48:25, 76:28</p> <p>parked [1] - 49:3</p> <p>parking [3] - 34:20, 34:27, 34:28</p> <p>part [4] - 3:3, 22:8, 39:9, 56:24</p> <p>particular [15] - 1:20, 15:3, 16:5, 22:19, 23:6, 25:8, 30:1, 51:18, 59:28, 60:16, 64:2, 65:9, 68:16, 71:4, 77:30</p> <p>parties [2] - 3:20, 62:26</p> <p>passage [1] - 23:22</p>	<p style="text-align: center;">P</p> <p>p.m [1] - 52:23</p> <p>page [11] - 11:10, 24:2, 25:27, 26:25, 31:26, 32:4, 39:26, 43:11, 70:14, 74:4, 75:14</p> <p>paid [6] - 4:15, 7:14, 14:9, 76:18, 76:21</p> <p>paintings [2] - 51:13, 51:15</p> <p>paper [3] - 57:12, 69:12, 69:16</p> <p>papers [3] - 30:5, 36:4, 56:25</p> <p>par [1] - 55:30</p> <p>pardon [1] - 42:1</p> <p>park [4] - 44:17, 48:24, 48:25, 76:28</p> <p>parked [1] - 49:3</p> <p>parking [3] - 34:20, 34:27, 34:28</p> <p>part [4] - 3:3, 22:8, 39:9, 56:24</p> <p>particular [15] - 1:20, 15:3, 16:5, 22:19, 23:6, 25:8, 30:1, 51:18, 59:28, 60:16, 64:2, 65:9, 68:16, 71:4, 77:30</p> <p>parties [2] - 3:20, 62:26</p> <p>passage [1] - 23:22</p>	

<p>46:11, 46:12, 46:15, 46:18, 46:19, 46:20, 46:22</p> <p>place [2] - 26:12, 61:7</p> <p>planned [6] - 19:6, 21:13, 21:16, 21:27, 22:12, 39:30</p> <p>planning [1] - 22:27</p> <p>plans [2] - 19:14, 20:7</p> <p>plea [1] - 48:22</p> <p>pleasantries [1] - 10:2</p> <p>pleasure [2] - 40:20, 40:23</p> <p>poaching [1] - 55:27</p> <p>point [31] - 1:13, 6:2, 6:17, 9:3, 14:4, 16:5, 20:2, 20:15, 20:17, 20:26, 22:22, 22:26, 24:29, 25:19, 34:30, 41:7, 41:23, 50:19, 53:27, 55:6, 55:11, 57:3, 57:4, 61:20, 61:24, 62:9, 62:16, 64:17, 65:30, 71:10, 71:21</p> <p>points [1] - 62:26</p> <p>police [11] - 3:23, 3:27, 9:1, 10:8, 10:12, 16:17, 17:4, 68:12, 69:17, 69:28, 72:10</p> <p>policy [1] - 63:14</p> <p>political [1] - 3:20</p> <p>portion [1] - 60:28</p> <p>portions [2] - 61:13, 61:21</p> <p>position [17] - 3:9, 15:20, 19:28, 20:4, 43:22, 45:26, 47:19, 49:19, 57:17, 57:29, 58:14, 59:1, 60:3, 72:2, 77:15, 77:17, 78:26</p> <p>possessed [1] - 21:9</p> <p>possession [7] - 5:9, 34:27, 36:20, 37:9, 43:19, 66:17, 67:22</p> <p>possibility [1] - 10:10</p> <p>possible [10] - 3:16, 11:23, 55:21, 58:29, 62:3, 62:10, 62:15, 68:27, 75:1, 77:21</p> <p>possibly [1] - 43:22</p> <p>posted [1] - 65:12</p> <p>posts [1] - 39:29</p> <p>potential [3] - 50:18, 50:23, 50:24</p> <p>pounds [1] - 48:18</p> <p>power [7] - 3:3, 3:6, 3:7, 3:11, 17:19, 18:4, 63:2</p> <p>precipitated [1] - 14:22</p> <p>precisely [2] - 20:24, 66:6</p> <p>prefabricated [1] - 35:5</p> <p>prefaced [1] - 66:11</p> <p>prefer [2] - 1:15, 62:7</p> <p>Prenty [11] - 56:21, 57:7, 58:9, 58:11, 58:12, 58:27, 60:8, 60:10, 60:18, 60:23, 61:9</p> <p>Prenty's [6] - 56:28,</p>	<p>57:23, 58:2, 58:19, 58:25, 58:30</p> <p>prepared [1] - 69:5</p> <p>presented [3] - 19:18, 19:22, 29:2</p> <p>presenting [1] - 33:6</p> <p>pressing [1] - 15:27</p> <p>pressure [16] - 3:16, 3:18, 4:1, 4:9, 4:17, 4:29, 7:21, 7:24, 7:29, 8:7, 33:24, 46:9, 63:21, 66:14, 78:28, 79:25</p> <p>presume [1] - 62:26</p> <p>pretty [1] - 21:24</p> <p>previously [2] - 15:18, 29:21</p> <p>principal [3] - 25:12, 34:16, 40:25</p> <p>printed [1] - 60:14</p> <p>priorities [1] - 55:8</p> <p>probable [1] - 68:9</p> <p>problem [6] - 1:8, 1:29, 14:13, 25:20, 58:22, 65:30</p> <p>problems [1] - 14:13</p> <p>procedure [2] - 53:1, 78:5</p> <p>procedures [1] - 1:12</p> <p>proceedings [2] - 24:26, 35:30</p> <p>PROCEEDINGS [1] - 2:6</p> <p>process [4] - 14:20, 33:9, 36:14, 41:5</p> <p>processing [1] - 65:5</p> <p>procure [1] - 28:21</p> <p>produce [2] - 4:9, 60:11</p> <p>produced [3] - 11:29, 57:8, 59:13</p> <p>production [1] - 44:27</p> <p>professional [7] - 4:12, 14:7, 64:26, 69:14, 71:28, 72:4</p> <p>professionals [2] - 78:16, 79:29</p> <p>proffered [1] - 10:4</p> <p>progress [3] - 59:8, 63:10, 63:23</p> <p>promoting [1] - 34:12</p> <p>properly [2] - 6:20, 6:22</p> <p>propose [1] - 30:26</p> <p>propositional [2] - 10:8, 10:14</p> <p>prosecuted [1] - 55:2</p> <p>prosecution [1] - 55:14</p> <p>Prosecutions [1] - 30:6</p> <p>protection [1] - 68:6</p> <p>prove [1] - 28:26</p> <p>proved [1] - 33:23</p> <p>provide [1] - 45:8</p> <p>provided [13] - 23:2, 24:5, 36:24, 36:30, 42:7, 46:18, 70:16, 70:28, 71:9, 71:12, 72:21, 72:26, 72:28</p> <p>providing [1] - 71:2</p> <p>provision [1] - 25:13</p> <p>Provisional [13] - 14:25, 15:5, 19:6, 19:13, 25:30, 39:5, 39:19,</p>	<p>49:14, 68:3, 68:5, 74:18, 75:6, 75:16</p> <p>Provisionals [2] - 75:25, 75:29</p> <p>provisions [1] - 24:30</p> <p>précis [4] - 44:24, 46:30, 50:4, 59:3</p> <p>PSNI [1] - 68:26</p> <p>public [1] - 44:4</p> <p>Public [1] - 30:6</p> <p>pubs [1] - 67:19</p> <p>pulling [1] - 76:16</p> <p>pulse [1] - 16:17</p> <p>purely [1] - 22:23</p> <p>purpose [7] - 18:20, 37:21, 38:18, 59:11, 59:24, 60:13, 60:15</p> <p>pursuance [1] - 54:3</p> <p>pursue [1] - 46:10</p> <p>pursuing [2] - 7:30, 53:8</p> <p>pursuit [1] - 38:30</p> <p>put [32] - 3:8, 8:10, 8:19, 11:25, 16:24, 18:4, 19:7, 23:14, 24:17, 25:19, 25:21, 25:23, 26:5, 26:11, 26:30, 27:13, 28:6, 36:13, 44:4, 45:28, 46:9, 50:2, 50:21, 62:27, 66:14, 69:3, 70:27, 73:14, 74:12, 75:13, 76:15</p> <p>putting [4] - 11:14, 27:9, 52:30, 68:25</p>	<p>15:11, 15:13, 22:23, 22:27, 39:10, 40:10</p> <p>realise [2] - 34:25, 65:23</p> <p>realised [4] - 65:1, 65:22, 70:5, 77:20</p> <p>really [4] - 58:14, 61:24, 69:4, 78:12</p> <p>reason [17] - 11:11, 15:16, 15:21, 15:23, 15:29, 47:20, 48:2, 51:26, 59:13, 59:16, 62:1, 62:2, 65:18, 68:10, 69:8, 69:9, 77:20</p> <p>reasonable [1] - 59:17</p> <p>reasons [3] - 6:6, 65:8, 65:10</p> <p>reassured [1] - 25:24</p> <p>rebuked [1] - 34:10</p> <p>recalled [1] - 36:11</p> <p>receive [3] - 3:25, 46:12, 66:29</p> <p>received [11] - 34:18, 41:2, 42:22, 43:4, 53:12, 64:7, 64:10, 64:20, 66:23, 71:24, 72:3</p> <p>receives [1] - 65:6</p> <p>receiving [2] - 69:26, 71:15</p> <p>recently [1] - 46:6</p> <p>recognise [1] - 43:24</p> <p>record [7] - 28:2, 28:6, 30:8, 50:21, 55:29, 71:2</p> <p>recovery [1] - 51:14</p> <p>redacting [1] - 60:26</p> <p>refer [8] - 30:5, 56:21, 56:29, 57:24, 58:9, 59:16, 59:20, 61:22</p> <p>reference [3] - 48:26, 49:23, 58:7</p> <p>referred [6] - 29:29, 29:30, 31:5, 36:5, 59:13, 59:25</p> <p>referring [3] - 56:17, 56:30, 58:3</p> <p>refers [1] - 43:3</p> <p>reflected [1] - 61:13</p> <p>regain [1] - 79:24</p> <p>regard [3] - 7:30, 30:29, 34:24</p> <p>regarded [1] - 7:28</p> <p>regarding [1] - 46:26</p> <p>regime [2] - 21:8, 23:4</p> <p>regional [1] - 63:25</p> <p>registered [1] - 25:9</p> <p>registration [3] - 25:9, 29:8, 29:13</p> <p>regular [2] - 13:5, 76:2</p> <p>regularly [1] - 17:2</p> <p>regulation [2] - 27:12, 48:20</p> <p>regulations [1] - 33:11</p> <p>Regulations [2] - 25:1, 27:21</p> <p>reiterate [1] - 31:12</p> <p>relate [2] - 19:19, 19:23</p> <p>relating [6] - 5:7, 6:6, 13:21, 16:15, 17:15,</p>	<p>40:10</p> <p>relation [11] - 3:19, 14:20, 26:21, 33:10, 34:3, 39:3, 47:26, 48:20, 65:28, 68:11, 71:30</p> <p>relations [1] - 40:21</p> <p>relationship [8] - 31:21, 41:19, 64:20, 64:27, 64:30, 65:25, 71:28, 71:29</p> <p>relative [1] - 28:8</p> <p>relayed [1] - 73:8</p> <p>released [5] - 46:15, 48:23, 48:24, 49:5, 65:22</p> <p>relevance [4] - 59:28, 60:17, 60:19, 60:21</p> <p>relevant [3] - 28:21, 52:23, 60:28</p> <p>reliable [2] - 42:23, 43:5</p> <p>reluctance [1] - 66:18</p> <p>reluctant [1] - 63:16</p> <p>remain [1] - 53:1</p> <p>remaining [1] - 74:22</p> <p>remains [1] - 24:14</p> <p>remark [1] - 68:11</p> <p>remarks [1] - 66:12</p> <p>remember [25] - 2:30, 7:17, 9:17, 13:11, 23:9, 24:25, 24:27, 26:29, 37:2, 37:24, 37:29, 40:8, 40:16, 41:4, 41:11, 41:14, 41:26, 42:9, 42:11, 42:16, 43:18, 47:4, 52:15, 52:18, 72:24</p> <p>remotely [1] - 11:22</p> <p>removed [1] - 29:22</p> <p>repay [1] - 49:8</p> <p>reply [2] - 25:18, 27:13</p> <p>report [39] - 3:15, 18:16, 19:6, 19:12, 20:4, 27:4, 28:10, 37:3, 39:30, 40:1, 43:13, 43:14, 50:3, 50:4, 50:8, 53:14, 56:20, 56:28, 57:23, 58:2, 58:3, 58:19, 58:25, 58:30, 59:2, 60:8, 60:10, 60:14, 60:18, 60:23, 60:29, 61:9, 61:13, 61:14, 61:17, 61:19, 61:21, 69:9</p> <p>reported [11] - 19:5, 34:3, 46:2, 46:4, 46:8, 46:25, 68:9, 68:14, 69:8, 69:12</p> <p>Reported [1] - 46:6</p> <p>Reporters [1] - 7:4</p> <p>reporting [3] - 18:17, 41:15, 68:13</p> <p>reports [3] - 19:21, 19:28, 19:29</p> <p>representations [1] - 63:18</p> <p>Republic [1] - 46:7</p> <p>Republican [1] - 17:3</p> <p>request [1] - 30:12</p> <p>requirement [1] - 51:2</p>
		Q		
		<p>quadrupling [1] - 33:16</p> <p>qualities [1] - 21:9</p> <p>quality [1] - 4:2</p> <p>quantity [1] - 47:28</p> <p>quarter [1] - 26:27</p> <p>queries [1] - 3:23</p> <p>questioned [3] - 42:25, 43:1, 46:14</p> <p>quite [7] - 4:15, 21:27, 23:22, 33:15, 41:11, 50:26, 65:13</p>		
		R		
		<p>raised [3] - 16:6, 34:20, 71:21</p> <p>rang [3] - 35:12, 35:16, 38:6</p> <p>ranking [4] - 39:12, 39:14, 74:17, 75:15</p> <p>ranks [2] - 14:4, 39:16</p> <p>rate [1] - 9:2</p> <p>rather [5] - 47:30, 48:5, 49:4, 58:15, 65:2</p> <p>re [1] - 27:20</p> <p>react [1] - 19:30</p> <p>reaction [1] - 66:15</p> <p>read [8] - 19:21, 23:11, 28:2, 58:27, 64:26, 67:1, 67:5, 73:12</p> <p>reading [1] - 30:26</p> <p>ready [8] - 2:28, 15:7,</p>		

<p>resent [1] - 11:16 reserve [1] - 50:13 resolution [1] - 4:30 resolved [1] - 63:27 respect [2] - 28:23, 59:12 respectfully [1] - 30:12 respecting [1] - 13:4 responsibility [2] - 28:23, 28:28 responsible [6] - 34:12, 40:2, 42:4, 46:20, 46:22, 46:23 rest [1] - 52:12 restoration [1] - 51:14 result [8] - 5:3, 5:7, 29:9, 31:5, 31:21, 33:27, 67:20, 76:17 results [2] - 4:9, 63:22 RESUMED [3] - 1:1, 2:6, 61:4 retain [1] - 45:1 retained [1] - 21:9 retired [2] - 28:26, 42:24 return [2] - 22:4, 46:13 returned [1] - 29:19 RETURNS [1] - 2:25 reveal [1] - 59:17 revert [1] - 66:8 revolved [1] - 48:3 Reynolds [1] - 18:30 rightly [1] - 65:16 ring [1] - 10:7 rise [4] - 1:29, 2:4, 2:16, 61:1 rising [1] - 2:1 road [1] - 15:19 roads [1] - 21:22 Robinson [1] - 68:28 roll [1] - 39:10 Ronan [1] - 7:3 room [5] - 2:1, 5:20, 5:23, 6:15, 45:6 rose [2] - 60:28, 61:7 rows [1] - 76:1 rub [1] - 68:2 RUC [42] - 3:22, 3:29, 4:5, 4:13, 4:20, 5:8, 7:20, 7:27, 8:2, 8:8, 9:6, 12:19, 13:3, 13:22, 13:23, 13:25, 13:29, 14:4, 14:5, 14:9, 15:19, 16:4, 16:9, 16:19, 26:27, 26:28, 26:30, 34:20, 34:22, 39:29, 40:13, 41:9, 46:24, 48:21, 49:5, 49:8, 64:8, 68:26, 69:14, 71:22, 72:11 rumour [3] - 69:30, 70:8, 73:17 rumours [4] - 67:12, 69:21, 69:23, 72:13 running [6] - 5:25, 14:18, 22:2, 49:1, 62:4, 76:26 Ryder [13] - 8:12, 8:21, 9:17, 10:29, 11:4, 11:18, 13:20, 13:27, 16:7, 16:14, 16:20,</p>	<p>16:22, 16:25 ryder [1] - 17:12</p> <p style="text-align: center;">S</p> <p>sad [1] - 14:22 safety [2] - 8:1, 34:25 saga [1] - 32:14 sake [1] - 3:19 SAS [1] - 15:2 sat [1] - 55:11 satisfaction [1] - 63:20 satisfy [2] - 57:3, 63:22 save [7] - 40:26, 50:6, 54:28, 55:13, 55:16, 55:18, 72:8 saved [3] - 38:5, 38:13, 65:24 saving [1] - 55:7 saw [5] - 8:1, 8:3, 35:9, 38:9, 64:23 SB50 [8] - 64:18, 64:23, 65:20, 66:21, 68:24, 68:27, 69:4, 69:25 scale [1] - 76:27 scarce [1] - 4:3 scene [3] - 36:21, 37:10, 51:25 screen [2] - 45:28, 45:29 scrub [2] - 68:21, 68:27 Scrub [1] - 66:2 scrubbed [1] - 68:24 scurrilous [1] - 11:1 second [16] - 1:9, 1:29, 5:17, 10:27, 11:9, 17:22, 19:12, 23:21, 32:23, 60:2, 63:4, 63:11, 74:3, 74:12, 75:9, 76:4 seconds [1] - 45:7 section [1] - 15:26 secure [1] - 7:4 security [8] - 13:4, 49:23, 64:12, 64:14, 64:15, 64:16, 65:15, 67:3 Security [2] - 51:9, 57:30 see [42] - 2:19, 2:21, 5:9, 13:20, 14:11, 15:27, 19:29, 30:27, 36:17, 38:3, 41:7, 44:6, 45:23, 47:2, 48:6, 48:23, 50:3, 51:21, 51:23, 53:16, 53:22, 54:30, 58:24, 58:30, 60:24, 61:1, 61:20, 63:25, 64:27, 65:25, 65:30, 67:4, 71:17, 71:26, 73:12, 73:21, 75:2, 77:18, 78:16, 78:27, 79:15, 79:28 seeing [1] - 19:27 seek [3] - 20:1, 28:21, 28:25 seem [1] - 1:7 selected [1] - 14:29 self [2] - 43:14, 48:26 self-employed [1] - 43:14 sell [2] - 48:17, 48:28</p>	<p>send [2] - 56:3, 56:13 senior [5] - 9:5, 17:3, 32:28, 33:13, 46:11 Senior [1] - 30:3 sense [5] - 6:5, 16:10, 19:22, 44:21, 62:21 sent [2] - 57:30 sequence [1] - 33:2 Sergeant [10] - 21:3, 28:19, 32:30, 33:12, 33:13, 33:22, 33:23, 34:9, 42:24, 52:21 serious [7] - 8:7, 28:24, 30:12, 49:6, 63:12, 70:6, 70:9 served [4] - 17:29, 31:14, 34:7 Service [1] - 76:25 service [3] - 18:2, 35:4, 35:24 serving [2] - 17:30, 68:11 set [5] - 14:25, 18:19, 18:22, 28:22, 38:9 setting [1] - 28:28 seven [2] - 63:9, 63:14 several [1] - 63:18 severe [1] - 78:28 shall [2] - 44:17, 53:1 share [2] - 50:19, 56:7 shootings [2] - 36:21, 37:10 shorten [1] - 79:19 shorthand [1] - 19:7 shortly [1] - 16:6 shot [1] - 37:18 shoulders [1] - 68:3 show [5] - 20:23, 43:23, 55:29, 60:4, 60:28 shown [2] - 37:2, 44:12 side [1] - 7:28 sight [3] - 43:27, 57:18, 57:19 sign [2] - 31:30, 33:4 signed [2] - 30:22, 32:1 significant [1] - 59:27 similar [1] - 61:23 simply [3] - 2:16, 21:7, 64:15 Sinn [1] - 4:6 Siochana [5] - 9:8, 11:3, 20:22, 32:10, 45:19 sit [2] - 50:16, 80:14 sitting [2] - 80:9, 80:10 situation [27] - 3:25, 8:6, 11:24, 11:27, 14:17, 14:21, 34:19, 36:2, 38:3, 38:29, 46:25, 47:29, 48:1, 48:27, 50:15, 51:20, 63:1, 66:12, 71:25, 71:26, 72:18, 75:23, 76:30, 77:1, 77:18, 78:13, 79:5 six [2] - 4:22, 72:18 sizable [1] - 47:28 skill [2] - 21:4, 21:7 skins [1] - 72:8 slaughter [1] - 7:25 slow [1] - 60:19</p>	<p>slur [3] - 11:1, 11:4, 11:16 small [1] - 41:19 smuggling [5] - 46:14, 48:20, 49:6, 67:28, 68:2 so-called [1] - 73:12 so-so [1] - 1:11 so.. [1] - 18:7 social [1] - 9:14 sole [1] - 48:29 solicitor [9] - 30:18, 32:8, 62:19, 63:11, 63:25, 63:28, 80:2, 80:3, 80:6 Solicitor [2] - 30:29, 31:6 solving [1] - 14:14 someone [1] - 17:3 sometime [3] - 26:28, 53:6, 58:3 soon [7] - 1:17, 14:30, 41:15, 53:4, 62:9, 77:21, 80:3 sooner [1] - 62:29 sorry [26] - 1:28, 5:12, 5:17, 5:28, 6:22, 6:23, 7:14, 9:14, 11:7, 13:26, 17:18, 21:15, 36:28, 37:5, 37:6, 42:1, 44:15, 47:15, 47:16, 56:20, 57:18, 61:18, 61:25, 70:19, 72:24, 75:26 sort [8] - 2:2, 10:1, 10:4, 13:4, 13:14, 17:10, 19:4, 74:14 sought [2] - 29:17, 75:10 soul [2] - 17:1, 48:17 sound [1] - 6:10 source [13] - 8:8, 14:25, 16:16, 17:9, 54:3, 54:21, 70:16, 70:28, 72:28, 73:1, 73:5, 73:9, 74:25 sources [2] - 55:19, 55:20 south [4] - 14:28, 46:3, 46:10, 47:21 span [1] - 54:4 speaking [3] - 4:5, 16:11, 23:19 Special [3] - 9:6, 14:3, 17:4 specific [6] - 4:25, 18:19, 19:24, 23:26, 47:24, 54:16 specifically [8] - 18:22, 23:15, 40:16, 41:4, 41:10, 41:14, 41:26, 76:24 speculating [2] - 73:28, 73:30 spend [1] - 54:28 spent [1] - 39:9 spin [1] - 14:14 Sportsmans [1] - 48:3 Squad [2] - 19:3, 35:15 stage [13] - 9:24, 12:4, 12:18, 22:2, 39:15, 47:8, 54:1, 57:26, 65:1, 66:17, 71:8, 76:15, 77:8 stages [2] - 47:25, 63:16 stand [2] - 31:12, 57:20</p>	<p>standing [1] - 14:8 start [3] - 34:7, 65:4, 73:15 started [3] - 17:18, 52:15, 52:17 state [4] - 3:13, 29:24, 66:15, 74:11 State [2] - 30:29, 31:6 Statement [2] - 29:1, 29:14 statement [9] - 11:5, 11:18, 24:5, 28:18, 33:19, 33:23, 33:26, 36:9, 55:5 states [1] - 63:8 Station [5] - 15:25, 18:7, 26:25, 26:26, 27:22 station [1] - 56:5 stations [3] - 34:20, 34:23, 39:29 still [4] - 2:8, 47:9, 50:9, 51:28 stitched [1] - 35:1 stone [1] - 51:21 stop [4] - 5:12, 6:17, 24:6, 62:7 stories [3] - 10:3, 10:9, 14:19 story [2] - 14:14, 50:24 straight [1] - 24:29 straightforward [1] - 16:18 strength [2] - 1:19, 79:25 strengths [1] - 33:17 strong [2] - 63:18, 75:8 stronghold [1] - 74:23 strongly [1] - 32:16 struck [1] - 28:24 stuck [3] - 10:15, 10:23, 12:26 stuff [2] - 4:1, 49:18 subject [3] - 20:28, 28:8, 35:3 submission [1] - 58:16 submitted [5] - 29:15, 29:18, 29:21, 29:25, 69:12 subordinate [1] - 32:11 subsequently [1] - 47:4 substantial [1] - 22:26 subversive [2] - 48:12, 49:13 successful [1] - 51:14 such-and-such [1] - 13:8 suffered [1] - 62:5 suggest [5] - 55:26, 59:26, 60:27, 69:3, 77:28 suggested [2] - 36:19, 57:18 suggesting [3] - 54:17, 55:9, 72:15 suggestion [1] - 59:14 suitcases [1] - 38:27 summing [1] - 29:29 sums [5] - 3:30, 5:2, 7:22, 14:8, 14:20 Sunday [2] - 8:14, 10:11</p>
---	---	--	--	--

<p>supercedes [1] - 50:4 Superintendent [17] - 27:15, 29:23, 32:18, 32:23, 32:26, 33:7, 34:5, 36:8, 36:20, 37:9, 37:13, 37:14, 43:6, 53:25, 56:13, 56:17 Superintendent's [2] - 34:4, 58:1 Superintendents [2] - 31:14, 31:28 superior [4] - 33:30, 49:28, 66:8, 66:9 superiors [5] - 35:9, 50:15, 50:20, 51:3, 52:1 superseded [1] - 73:24 supplied [1] - 44:21 suppliers [1] - 47:27 supplying [1] - 42:26 supporter [1] - 76:4 suppose [2] - 24:11, 55:15 supposed [1] - 58:18 surely [4] - 54:30, 55:11, 57:25, 66:10 surface [1] - 70:1 survival [1] - 48:29 suspected [1] - 39:11 suspects [1] - 15:24 suspicion [1] - 39:14 sustain [1] - 33:20 swirling [1] - 70:2 swore [1] - 29:5 sworn [2] - 27:22, 29:4 Sworn [2] - 28:8, 28:12 sympathetic [1] - 43:15 system [3] - 1:30, 2:9, 56:10 systems [1] - 39:15</p>	<p>thinking [1] - 31:27 third [2] - 29:20, 29:24 Thomas [1] - 31:2 thorn [1] - 7:28 thousand [1] - 48:18 threat [2] - 46:22, 53:9 threatened [2] - 33:27, 46:11 threats [1] - 41:13 three [11] - 4:17, 13:23, 29:18, 29:21, 29:25, 31:19, 32:28, 39:11, 39:22, 40:17, 40:27 throughout [3] - 15:10, 35:17, 39:15 throw [2] - 18:15, 58:14 Thursday [2] - 78:1, 78:10 Tierney [4] - 29:23, 34:10, 34:13, 53:25 Tierney's [1] - 34:14 timescale [1] - 22:24 tit [1] - 35:27 tit-for-tat [1] - 35:27 tittle [5] - 4:28, 5:3, 5:6, 49:2, 65:17 tittle-tattle [5] - 4:28, 5:3, 5:6, 49:2, 65:17 TO [4] - 1:4, 2:25, 7:10 today [11] - 1:11, 1:14, 1:15, 1:17, 1:23, 19:26, 59:8, 60:4, 61:27, 62:11, 78:29 together [1] - 31:19 Tom [2] - 25:26, 32:29 tomorrow [6] - 1:16, 61:26, 61:28, 77:24, 78:21, 80:15 tone [1] - 53:11 took [3] - 37:17, 38:27, 61:7 top [4] - 3:24, 29:7, 72:24, 75:14 topic [3] - 36:15, 45:4, 77:7 torture [1] - 15:9 total [4] - 15:2, 28:15, 32:12, 69:20 totally [8] - 19:17, 19:18, 33:9, 35:4, 48:30, 69:6, 76:25, 77:11 town [1] - 4:26 track [1] - 71:2 trade [1] - 76:30 traffic [1] - 36:26 tragedy [2] - 5:1, 15:12 training [1] - 18:3 transcript [1] - 30:8 transfer [1] - 8:3 transferred [1] - 31:17 transmit [1] - 8:5 trap [2] - 33:8, 38:9 travelled [2] - 15:18, 15:23 travelling [2] - 5:5, 79:16 treasured [1] - 3:28 treat [1] - 69:29</p>	<p>treated [2] - 69:29, 69:30 treatment [1] - 79:7 trial [2] - 30:5, 36:29 Tribunal [12] - 11:18, 19:19, 24:6, 52:30, 62:24, 63:22, 64:2, 64:7, 65:22, 70:3, 70:4, 74:2 TRIBUNAL [5] - 1:1, 6:30, 7:1, 61:4, 80:17 tribunal [1] - 33:25 trouble [2] - 7:6, 47:26 true [3] - 28:15, 29:5, 79:18 trust [3] - 16:19, 26:30, 40:21 trusted [1] - 41:21 trustworthiness [1] - 13:15 trustworthy [2] - 13:3, 41:21 truth [1] - 28:5 try [12] - 7:25, 11:22, 35:2, 40:26, 50:29, 55:16, 55:18, 62:14, 63:19, 63:26, 78:30, 79:19 trying [15] - 13:9, 14:12, 20:15, 34:19, 41:7, 54:28, 55:12, 57:4, 57:8, 59:11, 59:23, 72:15, 74:1, 74:27, 74:29 Tuesday [7] - 1:12, 77:29, 78:5, 78:6, 78:8, 79:30 turbulent [1] - 3:29 turn [1] - 36:15 turned [1] - 33:22 twice [1] - 40:17 two [36] - 2:16, 4:17, 6:18, 6:27, 8:28, 9:4, 13:23, 14:27, 14:29, 15:14, 15:18, 16:7, 21:21, 23:2, 28:26, 29:20, 38:9, 38:10, 40:27, 41:30, 45:7, 62:4, 62:17, 64:7, 64:18, 64:28, 66:2, 66:7, 66:13, 66:14, 77:19, 78:1, 78:16, 79:14, 79:16, 79:29 type [11] - 4:27, 7:24, 12:20, 35:30, 45:1, 45:2, 48:15, 50:30, 67:17, 67:18, 67:24 Tyrone [1] - 14:28</p>	<p>7:26, 11:17, 14:6, 28:15, 33:24, 38:11, 42:20, 49:7, 63:21, 78:28, 79:25 undergone [1] - 18:2 undermine [1] - 59:26 understood [1] - 45:13 undertaken [1] - 77:18 undoubted [1] - 18:14 unease [1] - 26:26 unedited [1] - 59:2 unfortunate [1] - 70:1 unfortunately [1] - 63:22 ungraded [1] - 46:2 unhappy [3] - 18:7, 18:12, 18:13 unhelpful [1] - 19:18 uniform [1] - 33:17 unique [1] - 71:21 unit [18] - 14:24, 14:29, 15:10, 18:19, 18:22, 23:16, 24:2, 24:7, 24:11, 33:13, 33:14, 39:5, 39:18, 40:2, 42:4, 46:4, 46:20, 46:22 Unit [1] - 76:25 unit' [1] - 24:9 unsatisfactory [2] - 19:17, 44:19 unsavory [1] - 54:24 unsavoury [1] - 50:27 unsigned [1] - 30:28 UNTIL [1] - 80:17 untrue [1] - 17:6 unturned [1] - 51:21 unusual [2] - 31:27, 38:7 up [48] - 4:6, 4:22, 5:5, 5:24, 6:1, 6:3, 7:26, 8:10, 8:26, 10:4, 11:12, 13:5, 13:13, 13:21, 14:14, 14:19, 16:6, 17:24, 18:19, 18:22, 22:30, 24:23, 25:26, 29:29, 31:23, 32:1, 33:25, 35:1, 38:6, 39:9, 45:28, 48:22, 49:1, 49:15, 51:4, 55:5, 55:7, 56:14, 56:16, 65:11, 65:16, 65:21, 65:26, 66:14, 73:16, 74:20, 76:10, 76:26 up-to-date [2] - 51:4, 65:11 update [1] - 4:19 updates [1] - 50:14 upfront [1] - 26:9 upper [1] - 51:5 upright [1] - 34:16 urgency [2] - 3:14, 54:26 useless [1] - 4:15 usual [1] - 56:4 utter [1] - 31:13</p>	<p>various [3] - 3:22, 24:11, 60:27 vast [1] - 14:8 vehicle [1] - 29:16 vehicles [2] - 38:9, 43:16 vein [1] - 16:21 verbal [1] - 56:16 version [5] - 45:10, 45:11, 45:19, 45:21, 66:20 vexatious [1] - 65:10 vicinity [1] - 67:23 view [7] - 20:17, 27:5, 62:9, 66:1, 69:15, 69:16, 74:7 views [3] - 27:16, 40:23, 66:9 violence [2] - 76:8, 76:13 visited [1] - 15:23 vividly [1] - 13:11 voiced [1] - 26:29 volunteers [1] - 14:28</p>
W				
<p>table [1] - 26:11 tampering [2] - 29:9, 30:2 tasked [1] - 40:25 tasks [1] - 24:11 tat [1] - 35:27 tattle [5] - 4:28, 5:3, 5:6, 49:2, 65:17 team [2] - 18:25, 53:22 teams [2] - 19:2, 21:21 technician [1] - 2:10 telephoned [1] - 46:18 telex [1] - 58:1 tender [2] - 29:20, 29:24 tenders [3] - 29:15, 29:18, 29:20 terms [5] - 13:2, 24:22, 28:28, 64:13 terrible [1] - 5:1 terribly [1] - 70:19 tests [1] - 1:12 THE [8] - 1:1, 2:6, 2:25, 6:30, 7:1, 61:4, 80:17 themselves [4] - 5:6, 23:18, 72:10, 77:1 THEN [2] - 61:4, 80:17 therefore [2] - 68:9, 69:11</p>		<p>UK [1] - 38:12 unable [3] - 44:19, 61:29, 63:23 unaccompanied [1] - 78:18 uncertain [1] - 34:13 undated [1] - 46:2 under [17] - 3:15, 3:18, 4:1, 4:8, 4:16, 7:20,</p>	<p>Unit [1] - 76:25 unit' [1] - 24:9 unsatisfactory [2] - 19:17, 44:19 unsavory [1] - 54:24 unsavoury [1] - 50:27 unsigned [1] - 30:28 UNTIL [1] - 80:17 untrue [1] - 17:6 unturned [1] - 51:21 unusual [2] - 31:27, 38:7 up [48] - 4:6, 4:22, 5:5, 5:24, 6:1, 6:3, 7:26, 8:10, 8:26, 10:4, 11:12, 13:5, 13:13, 13:21, 14:14, 14:19, 16:6, 17:24, 18:19, 18:22, 22:30, 24:23, 25:26, 29:29, 31:23, 32:1, 33:25, 35:1, 38:6, 39:9, 45:28, 48:22, 49:1, 49:15, 51:4, 55:5, 55:7, 56:14, 56:16, 65:11, 65:16, 65:21, 65:26, 66:14, 73:16, 74:20, 76:10, 76:26 up-to-date [2] - 51:4, 65:11 update [1] - 4:19 updates [1] - 50:14 upfront [1] - 26:9 upper [1] - 51:5 upright [1] - 34:16 urgency [2] - 3:14, 54:26 useless [1] - 4:15 usual [1] - 56:4 utter [1] - 31:13</p>	<p>waffle [1] - 67:6 waged [1] - 32:15 wait [1] - 18:27 walked [2] - 15:26, 35:28 walking [1] - 34:29 wants [1] - 44:6 Warrenpoint [3] - 48:9, 74:22, 75:8 ways [1] - 59:28 weakness [3] - 20:14, 20:15, 20:17 weapon [1] - 3:27 Wednesday [3] - 78:1, 78:9, 78:10 week [9] - 13:24, 16:23, 40:17, 40:27, 76:26, 78:2, 79:5, 79:10, 79:27 weekend [1] - 43:27 weekly [3] - 6:4, 14:15, 48:18 weeks [2] - 15:18, 16:2 welcome [1] - 44:7 welcomed [1] - 18:24 well-known [1] - 28:27 whatnot [6] - 6:5, 40:23, 41:13, 48:4, 49:2, 54:24 whatsoever [1] - 69:9 whereabouts [1] - 59:23 whilst [1] - 4:25 whole [11] - 27:30, 35:14, 36:1, 36:2, 37:21, 38:18, 38:30, 48:28, 52:10, 60:14, 78:27 willing [1] - 5:2 wiped [2] - 6:8, 15:2 wish [10] - 7:19, 23:18, 28:10, 31:10, 42:13, 43:12, 48:1, 63:3, 63:8, 74:30 wished [2] - 61:24, 67:21 wishes [1] - 44:8 WITNESS [1] - 2:25 witness [14] - 6:17, 8:21, 23:29, 27:19, 29:30,</p>
V				
			<p>valuable [1] - 15:30 value [1] - 69:28 variance [1] - 28:15</p>	

<p>30:25, 52:30, 57:8, 57:9, 59:25, 60:2, 68:25, 74:16, 75:4</p> <p>WITNESS-BOX [1] - 2:25</p> <p>witnesses [3] - 28:13, 58:15, 80:11</p> <p>woman [1] - 39:21</p> <p>wonder [1] - 45:7</p> <p>wonderment [1] - 64:21</p> <p>word [6] - 12:15, 53:27, 65:4, 66:20, 73:15, 73:16</p> <p>words [13] - 14:5, 19:10, 20:7, 38:26, 48:23, 49:29, 54:16, 65:11, 66:29, 67:21, 72:8, 75:22, 79:19</p> <p>works [1] - 56:10</p> <p>world [1] - 3:27</p> <p>worry [2] - 12:17, 25:6</p> <p>worse [1] - 79:23</p> <p>worst [1] - 53:11</p> <p>write [3] - 32:2, 55:4, 65:14</p> <p>writing [4] - 23:9, 55:7, 66:23, 66:30</p> <p>written [4] - 37:3, 55:12, 56:20, 59:18</p> <p>wrote [1] - 30:29</p>
Y
<p>year [3] - 11:6, 18:9, 67:12</p> <p>years [15] - 3:29, 11:5, 12:7, 12:13, 17:6, 21:10, 34:28, 42:23, 43:4, 52:18, 63:9, 63:14, 74:24, 75:24, 75:26</p> <p>years' [1] - 18:2</p> <p>yesterday [10] - 2:30, 19:17, 19:22, 23:2, 24:20, 24:23, 44:21, 45:16, 45:26, 49:26</p> <p>young [1] - 18:1</p> <p>yourself [8] - 18:15, 34:17, 41:8, 49:27, 64:23, 65:19, 73:16, 73:18</p>
Z
ZS [1] - 29:8
£
£500 [2] - 67:22, 76:16